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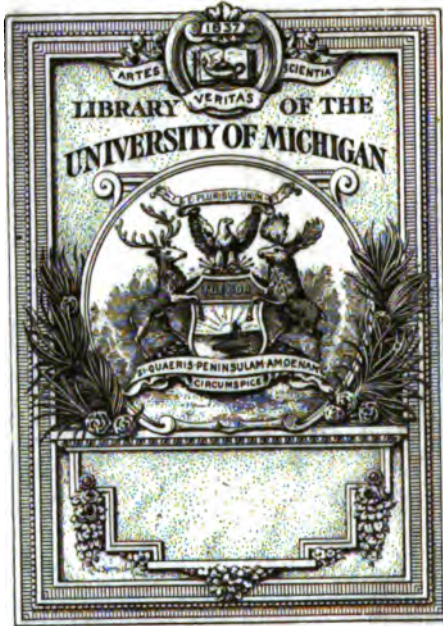
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

TWENTY-SIXTH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

Which Convened at the Capitol in Des Moines, January 13, 1896,  
and Adjourned April 11, 1896.

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DES MOINES:  
F. R. CONAWAY, STATE PRINTER.  
1896.



## OFFICERS OF THE HOUSE.

---

*Speaker:*

HON. H. W. BYERS, HARLAN.

*Speaker pro tem:*

HON. C. C. DOWELL, DES MOINES.

*Chief Clerk:*

JAMES D. ROWEN, DES MOINES.

<i>First Assistant Clerk,</i>	-	-	-	SHERMAN F. MYERS, Anita.
<i>Second Assistant Clerk,</i>	-	-	-	FORD HOWELL, Milton.
<i>Engrossing Clerk,</i>	-	-	-	MRS. MOLLIE HEIST, Eldon.
<i>Enrolling Clerk,</i>	-	-	-	MINNIE NEBERGALL, Hull.
<i>Assistant Postmistress,</i>	-	-	-	LORENA MOQUIN, Norway.
<i>Sergeant-at-Arms,</i>	-	-	-	J. H. WILSON, Casey.
<i>Journal Clerk,</i>	-	-	-	J. M. BIXLER, Corning
<i>Assistant Journal Clerk,</i>	-	-	-	F. W. BECKMAN, Manilla.
<i>Bill Clerk,</i>	-	-	-	BELLE METCALF, Winthrop
<i>File Clerk,</i>	-	-	-	H. F. BURNS, Osceola.
<i>Speaker's Clerk,</i>	-	-	-	C. R. BENEDICT, Shelby.
<i>Doorkeeper,</i>	-	-	-	A. C. BOALS, Hampton.



## HOUSE OF REPRESENTATIVES OF THE

## HOUSE OF REPRESENTATIVES.

District.	COUNTIES IN DISTRICT.	NAME.	F. O. ADDRESS.	OCCUPATION.	NATIVITY.	Years in Iowa.	Age.
2	Van Buren	Allen, W. S.	Birmingham	Lawyer	Iowa	39	39
79	Sioux	Bailey, C. F.	Ireton	Farmer	Ohio	45	50
43	Scott	Baker, George T.	Davenport	Civil engineer and con.	Iowa	37	37
23	Washington	Bell, W. B.	Washington	Retired manufacturer	Ohio	41	63
84	Cerro Gordo	Bird, J. W.	Rockford	Farmer	Ohio	12	57
87	Allamakee	Bowen, D. H.	Waukon	Physician and surgeon	Wisconsin	20	45
80	Lyon and O'Brien	Brady, E. M.	Sanborn	Hardware	Ohio	21	50
48	Linn	Brunt, David *	Cedar Rapids	Editor	Ohio	25	45
19	Jefferson	Brighton, H. H.	Fairfield	Lawyer	Ohio	25	45
33	Hamilton	Brinton, M. H.	Ellsworth	Farmer and banker	Pennsylvania	11	39
63	Shelby	Byers, H. W.	Harlan	Lawyer	Wisconsin	22	38
41	Johnson	Byington, O. A.	Iowa City	Lawyer	Iowa	35	35
58	Woodbury	Chapman, W. B.	Correctionville	Farmer	Ohio	22	39
13	Adams	Clark, J. M.	Prescott	Farmer	Ohio	38	38
51	Marshall	Clasen, J. B.	Marshalltown	Farmer	Illinois	28	49
12	Montgomery	Cook, R. E.	Red Oak	Brick and tile manufact'r.	Illinois	15	46
82	Clay and Palo Alto	Cornwall, W. W.	Spencer	Lawyer	Wisconsin	5	38
18	Wapello	Crow, W. G.	Eldon	Farmer	Tennessee	29	58
30	Cass	Davis, M. J.	Lewis	Physician and druggist	Pennsylvania	30	64
37	Polk	Doubleday, O. E.	Elkhart	Farmer	Indiana	31	31
37	Polk	Dowell, C. C.	Des Moines	Lawyer	Iowa	20	41
60	Sac	Early, C. L.	Sac City	Real estate and insurance	Illinois	10	49
34	Audubon	Edwards, A. H.	Audubon	Farmer	Iowa	32	32
5	Wayne	Evans, H. K.	Corydon	Lawyer	Iowa	24	51
76	Humboldt & Pocahontas	Finch, Parley	Humboldt	Farmer	Pennsylvania	23	54
86	Chickasaw	Frazer, John	Bassett	Farmer and stockman	Indiana	45	48
9	Page	Frink, O. H.	Clarinda	County treasurer	Indiana	25	48

\* Elected to fill the vacancy caused by the death of F. McOlelland.

TWENTY-SIXTH GENERAL ASSEMBLY.

V

64	Hardin	Funk, J. H.	Iowa Falls	Farmer	Ohio	5
25	Mahaska	Garner, J. A.	New Sharon	Editor and teacher	Iowa	38
53	Boone	Good, J. L.	Pilot Mound	Farmer	Pennsylvania	26
67	Buchanan	Griswold, H. J.	Winthrop	Merchant	Wisconsin	33
56	Crawford	Grote, J. F.	West Side	Merchant	Germany	25
6	Deatur	Gurley, J. H.	Lamoni	Real estate and insurance	Illinois	25
91	Worth and Winnebago	Haugen, G. N.	Northwood	Banker and real estate	Wisconsin	23
66	Black Hawk	Hauger, W. E.	La Porte City	Teacher	Illinois	29
1	Lee	Hazen, J. B.	West Point	Farmer	Illinois	29
26	Marion	Hendershot, I. B.	Odey	Farmer	Pennsylvania	29
44	Cedar	Hinkhouse, R. W.	Wilton Junction	Farmer	Pennsylvania	30
75	Hancock and Wright	Hinman, S. N.	Belmond	Farmer	Pennsylvania	30
21	Des Moines	Hunt, William B.	Burlington	Farmer	Maryland	42
16	Lucas	Huntley, L. S.	Chariton	Farmer	Vermont	45
50	Tama	Jackson, A. E.	Tama	Banker	Iowa	30
55	Carroll	Jay, John T.	Manning	Merchant	Iowa	38
62	Webster	Johnson, J. P.	Gowrie	Land and loan agent	Iowa	38
74	Franklin	Johnston, C. F.	Sheffield	Lawyer	Sweden	28
98	Winneshiek	Klemme, W. H.	Ridgeway	Lumber dealer	Iowa	29
73	Butler	Ladd, W. G.	Clarksville	Contractor and builder	Indiana	33
46	Jackson	Lambert, Thomas	Sabula	Editor	New York	15
14	Union	Lauder, J. W.	Afton	Physician and farmer	Iowa	40
61	Calhoun	Lavender, J. F.	Rockwell City	Lawyer	New York	37
47	Jones	Loomis, A. M.	Wyoming	Lawyer	New Hampshire	32
89	Howard	Lowery, J. J.	Cresco	Merchant	New York	39
3	Davis	McAchrane, W. H.	Bloomfield	Druggist	Indiana	89
21	Des Moines	McArthur, W. C.	Burlington	Pharmacist	Illinois	47
48	Linn	McClelland, F. *	Cedar Rapids	Editor and physician	Iowa	35
35	Guthrie	McDonald, M.	Bayard	Farmer	Pennsylvania	35
40	Iowa	McDowell, J. P.	Foots	Farmer	Ireland	39
58	Woodbury	McNulty, Francis	Sioux City	Farmer	Indiana	41
49	Benton	McQuinn, B. M.	Norway	Lawyer	Michigan	7
78	Plymouth	Manahan, F. B.	Le Mars	Agricultural implements	Maine	41
43	Scott	Marti, Chris.	Long Grove	Abstract and lawyer	Wisconsin	21
29	Adair	Martin, W. B.	Greenfield	Farmer	Switzerland	44
83	Kossuth	Mayne, S.	Bancroft	Real estate, loan, abstract	Vermont	26
				Lawyer, loan, abstract	New York	14

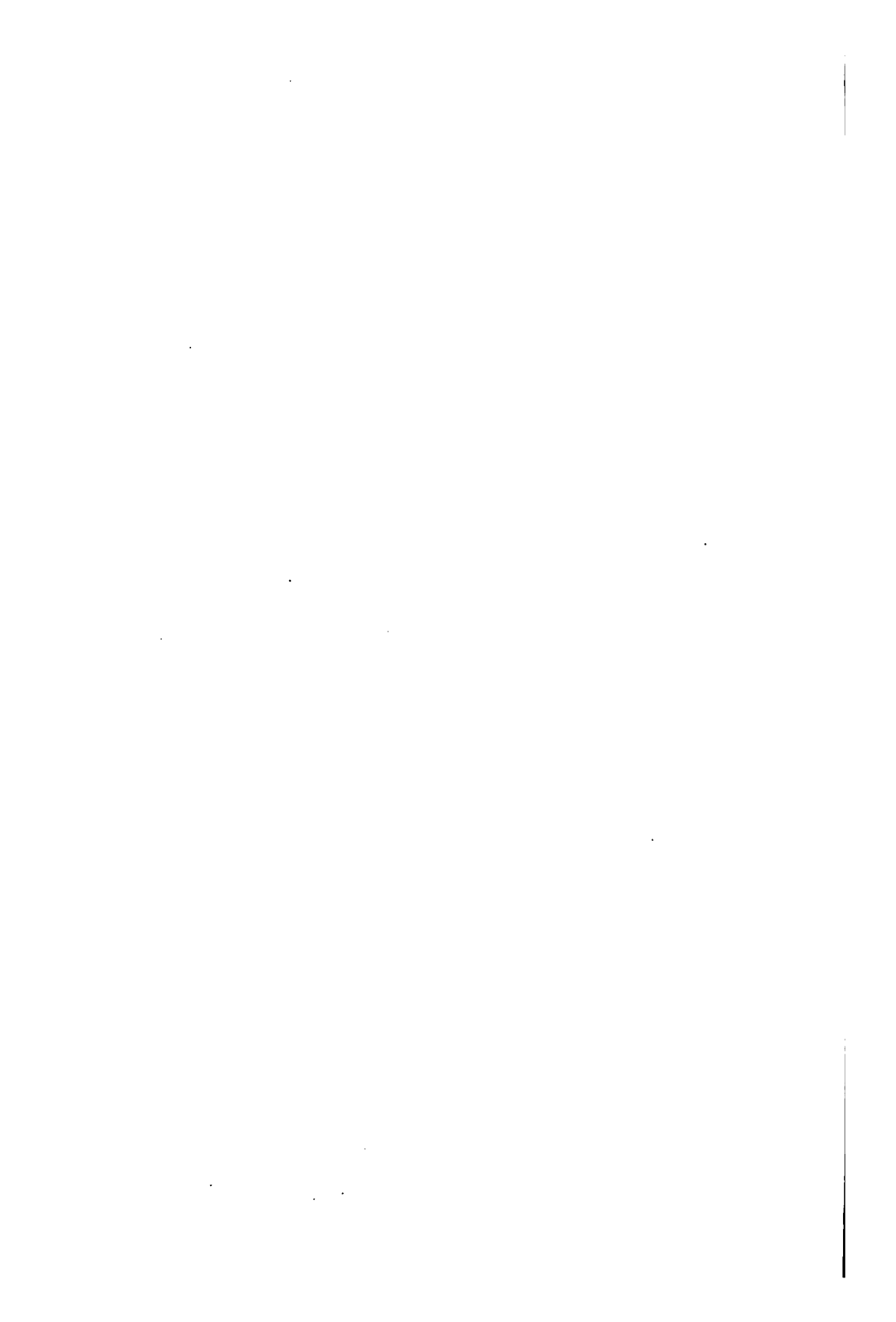
\* Died February 13, 1896.

## HOUSE OF REPRESENTATIVES OF THE

## HOUSE OF REPRESENTATIVES.—CONTINUED.

District.	COUNTIES IN DISTRICT.	NAME.	P. O. ADDRESS.	OCCUPATION.	NATIVITY.	Years in House.	Age.
45	Clinton	Merrill, N. A.	De Witt	Lawyer	New York	40	86
68	Delaware	Merriam, Frank F.	Hopkinton	Editor and publisher	Iowa	30	30
77	Buena Vista	Miller, D. C.	Newell	Farmer and banker	New York	16	67
59	Cherokee	Miller, Wireman	Marous	Farmer and stockman	Pennsylvania	45	50
27	Warren	Miller, J. H.	Palmyra	Farmer	Illinois	28	53
65	Grundy	Morrison, J. D.	Reinbeck	Real estate and insurance	Illinois	21	45
24	Keokuk	Morrison, John	Hedrick	Grain dealer	Scotland	41	61
20	Henry	Mullen, W.	Winfield	Farmer	Ohio	39	57
48	Linn	Nietert, H. J.	Walker	Banker	Ohio	41	47
69	Dubuque	Nolan, Thomas F.	Ballyclough	Farmer and stockman	Ireland	45	56
11	Mills	Parker, John	Silver City	Farmer and stockman	England	29	58
36	Dallas	Perrott, E. G.	Perry	Mechanic	New York	20	63
4	Appanoose	Porter, C. R.	Centerville	Lawyer	Iowa	23	23
31	Pottawattamie	Potter, L. F.	Oakland	Banker	Wisconsin	19	40
1	Lee	Power, J. T. P.	Keokuk	Lawyer	Iowa	31	31
7	Ringgold	Prentiss, P. L.	Delphos	Physician	Indiana	2	25
31	Pottawattamie	Putnam, G. M.	Carson	Farmer	New Hampshire	22	58
39	Poweshiek	Ray, W. G.	Grinnell	Editor and publisher	Michigan	20	38
52	Story	Reed, J. F.	Nevada	Teacher	Iowa	32	32
17	Monroe	Scott, D. H.	Albia	Farmer	Kentucky	45	70
54	Greene	Smith, P. A.	Scranton	Editor	Illinois	40	55
86	Floyd	Spaulding, E. C.	Marble Rock	Farmer	New Hampshire	36	49
90	Mitchell	St. John, R. F.	Riceville	Farmer and stockman	Illinois	26	57
70	Clayton	Sullivan, T. J.	McGregor	Retired merchant	Connecticut	34	44
15	Clarke	Temple, M. L.	Oscola	Lawyer	West Virginia	22	47
71	Fayette	Thompson, J. A.	Arlington	Merchant	Ohio	41	41
72	Bremer	Tibbitts, O. O.	Sumner	Merchant	Canada	27	42
8	Taylor	Van Houten, G. H.	Lenox	Lecturer	Missouri	47	48

69	Dubuque	Voelker, C. A.	Dubuque	Real estate	Germany	44	45
42	Muscotine	Watters, H. B.	Atalissa	Farmer	Ohio	45	54
22	Louisa	Weaver, H. O.	Wapello	Lawyer	Iowa	29	29
33	Jasper	Wells, N. A.	Newton	Farmer and stockman	Vermont	40	42
32	Harrison	Wheeler, J. R.	Dunlap	Lumber and coal	New York	30	---
81	Dickinson, Emmet, and Osceola	Wheelan, M. K.	Estherville	Real estate	Ireland	20	40
57	Monona and Ida	Whittier, Lyman	Whiting	Merchant	Massachusetts	25	54
10	Fremont	Williams, S.	Percival	Farmer	New York	39	58
45	Clinton	Wilson, J. L.	Almont	Farmer	Iowa	38	38
28	Madison	Wood, A. L.	Winterset	Editor and publisher	Vermont	25	32



## JOURNAL OF THE HOUSE.

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HALL OF HOUSE OF REPRESENTATIVES, }  
DES MOINES, Monday, January 13, 1896.

Pursuant to law the House of Representatives of the Twenty-sixth General Assembly met at 10 o'clock A. M., and was called to order by Hon. O. E. Doubleday of Polk county.

Rev. Joshua Jester offered prayer.

On motion of Hon. R. T. St. John of Mitchell, seconded by Hon. Z. H. Gurley of Decatur, Hon. I. K. Wilson was elected temporary chief clerk.

On motion of Hon. J. H. Funk of Hardin, seconded by Martin of Adair, John Morrison of Keokuk was elected temporary Speaker.

The Chair appointed Messrs. Funk and Crow as a committee to conduct the temporary speaker to the chair, also Messrs. Williams and Weaver to conduct the temporary clerk to his seat.

The oath of office was administered to these officers by the presiding officer, O. E. Doubleday.

On motion of Hon. W. W. Cornwall, a committee of five was appointed on credentials.

This committee consisted of Messrs. Cornwall, Wood, Brinton, Sullivan and Jay.

On motion of Hon. J. H. Funk, that the list of representatives published by the Secretary of State be considered correct, unless there is a contest.

Carried.

On motion of Mr. St. John, S. P. Miles was elected temporary sergeant-at-arms, and A. C. Boales for temporary door-keeper.

On motion of Hon. E. C. Spaulding, the chief door-keeper was authorized to appoint his own temporary assistants.

On motion of Hon. M. H. Brinton, seconded by Hon. H. J.

Griswold, J. O. Lenning was elected temporary first assistant clerk.

Mr. Cornwall, Chairman of Committee on Credentials, submitted the following report.

MR. SPEAKER—Your committee on credentials respectfully report that they have examined the credentials of the members presented and find the following named persons entitled to seats as members of the House of Representatives of the Twenty-sixth General Assembly of the State of Iowa:

Second district—W. S. Allen.

Seventy-ninth district—C. F. Bailey.

Forty-third district—George T. Baker.

Twenty-third district—W. B. Bell.

Eighty-fourth district—J. W. Bird.

Eighty-seventh district—D. H. Bowen.

Eightieth district—E. M. Brady.

Nineteenth district—H. H. Brighton.

Sixty-third district—M. H. Brinton.

Thirty-third district—H. W. Byers.

Forty-first district—O. A. Byington.

Fifty-eighth district—W. B. Chapman.

Thirteenth district—J. M. Clark.

Fifty-first district—J. B. Classen.

Twelfth district—R. E. Cook.

Eighty-second district—W. W. Cornwall.

Eighteenth district—W. G. Crow.

Thirtieth district—M. J. Davis.

Thirty-seventh district— $\left\{ \begin{array}{l} \text{O. E. Doubleday.} \\ \text{C. C. Dowell.} \end{array} \right.$

Sixtieth district—C. L. Early.

Thirty-fourth district—A. H. Edwards.

Fifth district—H. K. Evans.

Seventy-sixth district—Parley Finch.

Eighty-sixth district—John Frazee.

Ninth district—O. H. Frink.

Sixty-fourth district—J. H. Funk.

Twenty-fifth district—J. A. Garner.

Fifty-third district—J. L. Good.

Sixty-seventh district—H. J. Griswold.

Fifty-sixth district—J. F. Grote.

Sixth district—Z. H. Gurley.

Ninety-first district—G. N. Haugen.



Sixty-sixth district—W. E. Hauger.  
First district—J. B. Hazen.  
Twenty-sixth district—I. B. Hendershot.  
Forty-fourth district—R. W. Hinkhouse.  
Seventy-fifth district—S. N. Hinman.  
Twenty-first district—William B. Hunt.  
Sixteenth district—L. S. Huntley.  
Fiftieth district—A. E. Jackson.  
Fifty-fifth district—John T. Jay.  
Sixty-second district—Jonas P. Johnson.  
Seventy-fourth district—C. F. Johnston.  
Eighty-eighth district—W. H. Klemme.  
Seventy-third district—W. G. Ladd.  
Forty-sixth district—Thomas Lambert.  
Fourteenth district—J. W. Lauder.  
Sixty-first district—J. F. Lavender.  
Forty-seventh district—A. M. Loomis.  
Eighty-ninth district—J. J. Lowry.  
Third district—W. H. McAchran.  
Twenty-first district—W. C. McArthur.  
Forty-eighth district—F. McClelland.  
Thirty-fifth district—M. McDonald.  
Fortieth district—J. P. McDowell.  
Fifty-eighth district—Francis McNulty.  
Forty-ninth district—B. M. McQuinn.  
Seventy-eighth district—F. B. Manahan.  
Forty-third district—Chris Marti.  
Twenty-ninth district—W. B. Martin.  
Eighty-third district—S. Mayne.  
Forty-fifth district—N. A. Merrell.  
Sixty-eighth district—Frank F. Merriam.  
Seventy-seventh district—D. C. Miller.  
Fifty-ninth district—Wireman Miller.  
Twenty-seventh district—J. H. Miller.  
Sixty-fifth district—J. D. Morrison.  
Twenty-fourth district—John Morrison.  
Twentieth district—W. Mullin.  
Forty-eighth district—H. J. Nietert.  
Sixty-ninth district—Thomas F. Nolan.  
Eleventh district—John Parker.  
Thirty-sixth district—E. G. Perrott.  
Fourth district—C. R. Porter

Thirty-first district—L. F. Potter.  
First district—J. T. P. Power.  
Seventh district—P. L. Prentis.  
Thirty-first district—G. M. Putnam.  
Thirty-ninth district—W. G. Ray.  
Fifty-second district—J. F. Reed.  
Seventeenth district—D. H. Scott.  
Fifty-fourth district—P. A. Smith.  
Eighty-fifth district—E. C. Spaulding.  
Ninetieth district—R. T. St. John.  
Seventieth district—T. J. Sullivan.  
Fifteenth district—M. L. Temple.  
Seventy-first district—J. A. Thompson.  
Seventy-second district—O. O. Tibbitts.  
Eighth district—G. H. Van Houten.  
Sixty-ninth district—C. A. Voelker.  
Forty-second district—H. B. Watters.  
Thirty-eighth district—N. A. Wells.  
Thirty-second district—J. R. Wheeler.  
Eighty-first district—M. K. Whelan.  
Fifty-seventh district—Lyman Whittier.  
Tenth district—S. Williams.  
Forty-fifth district—J. L. Wilson.  
Twenty-eighth district—A. L. Wood.  
Twenty-second district—H. O. Weaver.

Respectfully submitted,

W. W. CORNWALL.

A. L. WOOD.

T. J. SULLIVAN.

M. H. BRINTON.

J. T. JAY.

Committee on Credentials.

On motion of Mr. Klemme, report of committee was adopted.  
Mr. Klemme offered the following resolution:

*Resolved*, That we proceed to the selection of seats in the following manner: The names of each member to be written on a slip of paper, and all such slips placed in a box or hat and well shaken; then the Chief Clerk shall draw from the box, or hat, a slip and read the name thereon, and the member answering to the name shall select his seat and remain in his seat until all are seated.

Mr. Funk, of Hardin, offered as an amendment to the above resolution that the older members of the House who might be

hard of hearing be granted the privilege of selecting their seats from those in the front row.

By consent, the matter of selecting seats was laid over until to-morrow.

Mr. Temple offered the following joint resolution:

*To the Senate and House of Representatives of the Twenty-sixth General Assembly:*

We, the undersigned members of the Committee on Arrangements, appointed by your honorable bodies, beg leave to report that the funeral of the Hon. George G. Wright will take place at 2 o'clock P. M., of January 13, 1896, at his late residence on Pleasant street, and we recommend that both houses of the General Assembly use all diligence and dispatch in effecting organization, and when it is accomplished, that in token of their respect and appreciation of the life and public service of the lamented deceased, they adjourn to 10 o'clock of Tuesday, January 14, 1896, and we recommend that the members attend the funeral in a body.

Signed:

J. M. JUNKIN,  
JULIAN PHELPS,  
D. J. PALMER,  
C. G. HIPWELL,  
A. A. HURST,  
WM B. PERRIN,  
W. H. BERRY,  
*Senate Committee*  
M L. TEMPLE,  
W. S. ALLEN,  
W. B. MARTIN,  
H. O. WEAVER,  
W. B. HUNT,  
J. H. FUNK,  
*House Committee.*

Mr. Martin moved that the members assemble in front of the Speaker's desk and take the oath of office.

Carried.

In accordance with the above motion, the members assembled before the Speaker's desk, and after roll call, the following members received the oath of office:

List of members receiving oath of office:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byers, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster,

•

Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood.

The following oath was signed:

You and each of you do solemnly swear that you will support the Constitution of the United States and the Constitution of the State of Iowa, and that you will faithfully perform the duties of the office of Representative according to law and the best of your ability.

Messrs. C. L. Early, O. E. Doubleday, Wm. H. Klemme, J. H. Funk, O. O. Tibbitts, R. T. St. John, C. F. Bailey, W. H. McAchran, L. F. Potter, D. H. Scott, F. B. Manahan, H. J. Griswold, G. M. Putnam, Parley Finch, J. T. Jay, J. J. Lowry, O. H. Frink, J. F. Good, W. G. Crow, Thos. F. Nolan, W. B. Chapman, W. W. Cornwall, C. F. Johnston, M. J. Davis, Chris A. Voelker, J. A. Garner, E. G. Perrott, A. L. Wood, P. L. Prentiss, N. A. Wells, Jonas P. Johnson, J. F. Reed, J. L. Good, I. B. Hendershot, W. B. Martin, M. McDonald, S. N. Hinman, E. C. Spaulding, W. G. Ladd, W. Mullin, F. McNulty, D. H. Bowen, M. L. Temple, B. M. McQuin, M. K. Whelan, W. B. Hunt, J. W. Bird, J. A. Thompson, J. D. Morrison, Geo. H. Van Houten, H. K. Evans, J. B. Classen, A. M. Loomis, A. H. Edwards, H. O. Weaver, John Parker, Frank F. Merriam, John Morrison, M. H. Brinton, O. A. Byington, Wireman Miller, J. H. Miller of Warren, R. E. Cook, W. G. Ray, A. E. Jackson, J. T. P. Power, James B. Hazen, Z. H. Gurley, T. J. Sullivan, Sturgis Williams, J. L. Wilson, Thomas Lambert, P. A. Smith, H. B. Watters, Wm. Corse McArthur, John Frazee, L. S. Huntley, J. R. Wheeler, W. B. Bell, D. C. Miller, J. P. McDowell, Lyman Whittier, Henry H. Brighton, E. M. Brady, Claude R. Porter, Geo. T. Baker, W. S. Allen, G. N. Haugen, H. J. Nietert, J. F. Lavender, J. W. Lauder.

On motion of Mr. Martin the House proceeded to permanent organization.

It was moved by Mr. Allen and seconded by Mr. Griswold

that Hon. H. W. Byers be elected Speaker. Mr. Funk moved as an amendment, seconded by Mr. Manahan, that Mr. Byers be elected Speaker by acclamation.

Carried.

To complete the record the chair ordered a roll call on the election of speaker. The following members were recorded as voting for Byers:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McClelland, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood.

Absent or not voting:

Messrs. Byers, Hinkhouse, McQuin.

On motion of Mr. Martin, a committee of two were appointed to escort the Speaker to the chair. The Chair appointed Messrs. Allen and Manahan as that committee. The Speaker took the chair and the oath of office was administered by the temporary Speaker, Hon. John Morrison.

On motion of Mr. Dowell, the House proceeded to elect Chief Clerk. Mr. Dowell placed in nomination James D. Rowen of Polk County. Mr. Merrell placed in nomination N. B. Holbrook of Iowa County.

The roll was then called, with the result as follows:

Those voting for Mr. Rowen were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Laven-

der, Loomis, McCachran, McArthur, McClelland, McDonald, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood—79.

Those voting for Mr. Holbrook were:

Messrs. Baker, Byington, Frazee, Hazen, Hunt, Jackson, Jay, Lambert, Power, McDowell, Manahan, Marti, Merrell, Nolan, Porter, Lowry, Sullivan, Voelker, Wheeler, Wilson—19.

Absent or not voting, 2. Whole number of votes, 98.

Mr. Rowen was declared elected.

Mr. St. John moved the following resolution:

*Resolved*, That we extend our sincere thanks to Hon. John Morrison, Hon. I. K. Wilson and Hon. J. O. Lenning, who have so ably and impartially discharged the duties of temporary Speaker and clerks, respectively, during our temporary organization.

Carried.

Mr. Weaver offered the following resolution:

*Resolved*, That the following named persons be elected as permanent officers for the the House of Representatives of the Twenty-sixth General Assembly of Iowa, to-wit:

First Assistant Clerk—Sherm. F. Myers.

Second Assistant Clerk—Ford Howell.

Engrossing Clerk—Mrs. Mollie Heist.

Enrolling Clerk—Miss Minnie Niebergall.

Assistant Postmistress—Miss Lorena McQuin.

Sergeant-at-Arms—J. H. Wilson.

Chief Journal Clerk—John M. Bixler.

Assistant Journal Clerk—F. W. Beckman.

Bill Clerk—Miss Belle Metcalf.

File Clerk—H. F. Burns.

Chief Doorkeeper—A. C. Boals.

Assistant Doorkeepers—J. Heffelfinger, B. S. Harriman, W. H. Doan, Henry Johnson, R. Blizzard, A. C. Gaston, R. M. Boyd and N. S. Price.

Janitors—Nate Middleton, Ed Goode and George Stovall.

Pages—Pearl Tibbitts, W. P. Murphy, Alvah Miller, Jessie Danforth, Fay Ashley, Harold Maysent and Perle S. Doane.

Mr. Merrell offered the following resolution as a substitute and moved its adoption:

*Resolved*, That the following named persons be elected to serve as officers of the House of Representatives for the Twenty-sixth General Assembly in the places named to-wit:

First Assistant Clerk—John W. Judge of Clinton county.

Second Assistant Clerk—John H. Gillespie of Des Moines county.

Engrossing Clerk—Miss Matie Clark of Plymouth county.

Enrolling Clerk—Miss Gertrude Harlan of Tama county.

Assistant Postmistress—Miss Lizzie Pratt of Appanoose county.

Sergeant-at-Arms—George D. Walker of Clinton county.

Journal Clerk—Ignatius Schmidt of Scott county.

Bill Clerk—Miss Hattie McQuiston of Clinton county.

File Clerk—Will Fletcher of Iowa county.

Doorkeeper—John Skelton of Harrison county.

Substitute lost.

The roll was then called on Mr. Weaver's resolution, with the following result:

The yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Laverder, Loomis, McAchran, McArthur, McClelland, McDonald, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood—81.

The nays were:

Messrs. Jay, Manahan—2.

Absent or not voting:

Messrs. Baker, Byington, Frazee, Hinkhouse, Jackson, Lambert, Lowry, McDowell, Marti, Merrell, Nolan, Porter, Power, Sullivan, Voelker, Wheeler, Wilson, Mr. Speaker—17.

Mr. Dowell offered the following resolution:

*Resolved*, That in as much as only seven pages were nominated at the Republican House caucus, and Ella Potts and Fred Allen being a tie for eighth page, and believing that eight pages are not sufficient to do the messenger work of this session, it is therefore recommended that in addition to the seven pages nominated the said Fred Allen and Ella Potts be elected also.

Mr. Spaulding offered the following resolution:

*Resolved*, By the House, the Senate concurring, that a committee consisting of three from the House and two from the Senate be appointed to arrange for a mail carrier for the Twenty-sixth General Assembly.

Upon motion the above resolution was adopted.



Mr. Klemme offered the following resolution, which was adopted:

*Resolved*, That a committee of three be appointed by the Speaker to wait upon the Governor and inform him that the House is now in readiness to receive any communication from him.

Mr. Martin moved that the officers elect present themselves in front of the Speaker's desk and take the oath of office.  
Carried.

Mr. Gurley offered the following resolution:

WHEREAS, A telegram announced the death on Friday, the 10th inst., of Miss Mable, the 16-year-old daughter of Representative Grote at West Side, Crawford county, Iowa, therefore, be it

*Resolved*, By the members of this assembly, that we extend to the bereaved family in this, their hour of sorrow, our most heartfelt sympathy and condolence.

Adopted unanimous by a rising vote.

The following employes presented themselves in front of the Clerk's desk and took the oath of office:

Sherm F. Myers, Ford Howell, Mollie Heist, Minnie Nebergal, Lorena McQuin, J. H. Wilson, John M. Bixler, F. W. Beckman, Belle Metcalf, H. F. Burns, A. C. Boals, J. Heffelfinger, B. S. Harriman, W. H. Doane, Henry Johnson, R. Blizzard, A. C. Gaston, R. M. Boyd, W. S. Price, Nate Middleton, George Stovall, Pearl Tibbetts, W. P. Murphy, Alva Miller, Harold Maysent, Pearl Doane.

Mr. Martin offered the following resolution, and moved its adoption.

*Resolved*, That a committee of three be appointed by the Speaker for the purpose of notifying the Senate that the House has completed its organization, and is now ready to receive any communication.

Adopted.

Messrs. Martin, McArthur, and Wells were appointed by the Speaker to wait on the Senate to notify that body that the House was duly organized and ready for business.

Messrs. Klemme, Hinman, and Merrell were appointed by the Speaker to wait upon the Governor to notify him that the House was duly organized and ready to receive whatever communications he might wish to submit to the House.

Mr. Weaver offered the following resolution in reference to Judge Geo. G. Wright, and moved its adoption:

## CONCURRENT RESOLUTION.

*To the General Assembly of the State of Iowa:*

The members of this legislature have learned with profound sorrow of the death of Hon. George G. Wright, who departed this life on the 10th day of January in the year of our Lord, 1896. The exalted character, the long and distinguished services of the deceased, appropriately and pre-eminently demand the highest public recognition. No one of the illustrious men who have contributed to mold and fashion the destiny of this great state has left a deeper impress upon her noble institutions, or had a larger place in the affections and hearts of her people.

While his noble examples will inspire other men and other generations to strive to emulate them, and to the performance of noble deeds for the benefit of mankind, his place can never be filled. As a jurist and judge of the Supreme Court of the State of Iowa, he has left in his written opinions volumes of law and authority that will remain an eloquent tribute and monument to his legal acumen, erudition and love of justice and equity, that will endure as long as this republic endures or Christian civilization exists and blesses mankind. Occupying this high position, in the meridian of life, or before his sun reached his zenith, the people of Iowa again manifested their appreciation of his transcendent ability and unswerving integrity, by bestowing upon him the highest position in state and national government that the commonwealth could confer, and his career as United States Senator eminently vindicated the wisdom of their preference and their choice.

Socially, and as a universal friend of the people in all the walks of life, with almost fraternal and paternal kindness, he won the hearts of acquaintances and associates; and in all the relations of life that cluster around the fireside and home, he embodied everything that makes the idolized husband and father.

*Resolved*, That we tender to the bereaved family of the departed statesman and jurist our sympathy and condolence; that these resolutions be spread upon the Journals of the Senate and House, and that enrolled copies of the same be sent to the widow of the deceased.

*Resolved*, That as a further manifestation of our great respect, that the Senate and House do now adjourn to participate in the last sad rites and ceremonials.

L. A. ELLIS,  
A. B. FUNK,  
THOS. A. CHESHIRE,  
S. G. HARPER,  
JOHN EVERALL,  
*Senate Committee.*

H. O. WEAVER,  
W. S. ALLEN,  
J. H. FUNK,  
O. A. BYINGTON,  
W. B. MARTIN,  
*House Committee.*

Adopted unanimously by a rising vote.

Committee to notify Senate reported duty performed and were discharged.

Committee to notify the Governor of House organization reported duty performed and were discharged.

The oath of office was administered to Mr. Morrison by the Speaker.

On motion of Mr. Weaver the House adjourned to 10 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Tuesday, January 14, 1896. }

House met pursuant to adjournment.

Called to order by Speaker Byers.

Prayer by Rev. H. O. Breeden.

Mr. Weaver moved that the rules of the Twenty-fifth General Assembly be adopted as the rules of this body until the new rules be prepared.

Carried.

Mr. Reed introduced the following resolution and moved its adoption:

*Resolved, By the House, the Senate concurring,* That the Speaker be requested to appoint a committee of five from the House to act with a like committee of the Senate in perfecting arrangements for inauguration.

Adopted.

A committee appeared from the Senate and announced that the Senate was yesterday permanently organized and is ready for business.

Mr. Allen introduced the following resolution and moved its adoption:

*Resolved, By the House, the Senate concurring,* That there be added two additional members from the House to the committee on mail carrier.

Mr. Spaulding moved that the resolution lie on the table.

Carried.

Mr. Martin offered the following resolution and moved its adoption:

*Resolved,* That the Speaker and the Chief Clerk each be authorized to appoint one additional page.

Mr. Van Houten moved that the resolution lie on the table. This motion was lost.

The resolution of Mr. Martin was adopted.

Mr. St. John offered the following resolution and moved its adoption:

*Resolved*, That seats for duly accredited reporters of daily newspapers be assigned them in the reporters' gallery by the Clerk of the House.

The resolution was adopted.

Mr. Haugen offered the following resolution and moved its adoption:

*Resolved, By the House, the Senate concurring:* That if the qualifications of all applicants for the position of mail carrier are equal, the preference should be given to an ex-union soldier.

Adopted.

Mr. Ray offered the following resolution and moved its adoption:

*Resolved*, That Charles Harris of Ottumwa be selected as an additional cloak room janitor, the said Harris having received forty votes in the Republican caucus, a majority of all the votes cast

Mr. McArthur moved that the resolution lie on the table.

Carried.

Mr. Power offered the following resolution and moved its adoption:

WHEREAS, D. F. Miller, Sr., of Lee county; St. Clair Smith, of Linn county; S. Burnquist, of Webster, and C. L. McGonigle, of Clayton, who were members of this House in the Twenty-fifth General Assembly, have recently departed this life; therefore, be it

*Resolved*, That the Speaker appoint a committee of five to draft and report to this House such resolutions as will fittingly commemorate the life and public services of the deceased.

The resolution was adopted.

Mr. Martin offered the following resolution and moved its adoption:

*Resolved*, That in view of the necessity and increasing demand for legislation for the control of building and loan associations, the Speaker of the House be authorized to appoint an additional committee to be known as the Building and Loan Committee.

Mr. Gurley moved that the resolution be laid on the table.

A rising vote being called, there were 46 for and 43 against.  
So the motion carried.

Mr. Martin gave notice of a motion to reconsider the vote just taken.

Mr. Klemme offered the following resolution and moved its adoption:

*Resolved*, That the Speaker be empowered and directed to appoint two paper folders and assign them to duty in the document room.

Mr. Funk moved that the resolution lie on the table.

The Speaker called for a rising vote. Those in favor of the motion were 58 ; those against, 19.

The Speaker declared the motion carried.

The following communication was received from the Governor:

DES MOINES, Jan. 14, 1896.

MR. SPEAKER—I am directed by the Governor to deliver to your honorable body a message in writing.

W. S. RICHARDS,

*Private Secretary.*

The message referred to was the regular biennial message of His Excellency Governor Jackson.

Mr. Temple moved that the Governor's message be ordered printed and the reading be waived.

Carried.

Mr. Manahan offered the following resolution and moved its adoption:

*Resolved*, That a committee of three be appointed to arrange and group the standing committees of the House.

Mr. Cornwall moved that the resolution lie over till the standing committees be appointed.

Carried.

Mr. Klemme called up his resolution in reference to the selection of seats and moved its adoption.

Carried.

By special consent the following members were allowed to select their seats before the drawing:

Mr. Merrell was allowed to select No. 67; Mr. Doubleday selected No. 1; Mr. Scott selected No. 3; Mr. Davis selected No. 2; Mr. Clark selected No. 4; Mr. Crow selected No. 56; Mr. Perrott selected No. 6, and Mr. Johnson of Webster selected No. 14.

The drawing of seats next took place and resulted as follows:

Allen, 96; Bailey, 93; Baker, 53; Bell, 84; Bird, 62; Bowen, 91; Brady, 11; Brighton, 52; Brinton, 78; Byington, 61; Chapman, 81; Classen, 92, Cook, 5; Cornwall, 77; Dowell, 70; Early, 28; Edwards, 43; Evans, 20; Finch, 26; Frazee, 51; Frink, 24; Funk, 83; Garner, 40; Good, 22; Griswold, 76; Grote, 89; Gurley, 35; Haugen, 64; Hauger, 72; Hazen, 63; Hendershot, 100;

Hinkhouse, 15; Hinman, 9; Hunt, 55; Huntley, 73; Jackson, 57; Jay, 99; Johnston of Franklin, 85; Klemme, 18; Ladd, 60; Lambert, 59; Lauder, 94; Lavender, 30; Loomis, 50; Lowry, 17; McAchran, 45; McArthur, 46; McClelland, 90; McDonald, 10; McDowell, 19; McNulty, 32; McQuin, 12; Manahan, 47; Marti, 21; Martin, 74; Mayne, 71; Merriam, 98; Miller of Buena Vista, 29; Miller of Cherokee, 75; Miller of Warren, 27; Morrison of Grundy, 54; Morrison of Keokuk, 58; Mullin, 87; Nietert, 80; Nolan, 25; Parker, 95; Porter, 69; Potter, 41; Power, 65; Prentis, 66; Putnam, 31; Ray, 48; Reed, 68; Smith, 82; Spaulding, 16; St. John, 34; Sullivan, 49; Temple, 79; Thompson, 38; Tibbitts, 33; Van Houten, 37; Voelker, 23; Watters, 8; Weaver, 44; Wells, 88; Wheeler, 97; Whelan, 39; Whittier, 13; Williams, 36; Wilson, 7; Wood, 42; Mr. Speaker, 86.

Mr. Brinton was excused for to-day's session.

Mr. Goode was sworn in as a janitor of the cloak room.

A committee from the Senate appeared and announced that the Senate would be ready for a joint session at 2 P. M. to-day, to canvass the vote for Governor and Lieutenant-Governor.

Mr. Morrison offered the following resolution and moved its adoption:

*Resolved*, That the Custodian of the Capitol be directed to so arrange the window curtains of this room as to exclude the light from below, and admit it from above, in order that members of this House may not have their eyesight impaired, which will inevitably result if the present arrangement be continued.

The resolution was adopted.

Mr. Johnston of Franklin offered the following and moved its adoption:

*Resolved*, That the speaker appoint a committee of three, whose duty it shall be to report the amount of mileage to which each member of the House is entitled, and that a proper certification of the same shall be made.

Adopted.

On motion of Mr. Funk, the Journal of yesterday was considered read after being corrected and approved.

The speaker then announced the following committees:

*Committee on Inauguration*: Messrs. Reed of Story, Evans of Wayne, Dowell of Polk, Porter of Appanoose, Jackson of Tama.

*Committee on Mileage*: Messrs. Johnston of Franklin, Haugen of Worth, Power of Lee.

Mr. Jackson offered the following resolution and moved its adoption:

*Resolved*, That we concur with the resolution passed by the Senate to meet in this chamber at 2 o'clock P. M. to-day, January 14, 1896, to canvass the votes for governor and lieutenant-governor cast at the last general election of November, 1895.

Mr. Cornwall moved as a substitute that the Speaker appoint a committee of three to notify the Senate that the House is ready to take up the canvass of the votes cast for Governor and Lieutenant-Governor.

Substitute was adopted.

Mr. Allen moved that suitable rooms be assigned to the file clerk and journal clerks.

Carried.

The Speaker announced the following committee to notify the Senate in reference to joint session at 2 P. M.:

Messrs. Cornwall of Clay, Jackson of Tama, Perrott of Dallas.

The Speaker announced the following committee in reference to drafting resolutions on the death of members of the Twenty fifth General Assembly:

Messrs. Power of Lee, Funk of Hardin, Nietert of Linn, Johnston of Franklin, Sullivan of Clayton.

The committee appointed to notify the Senate in reference to the joint session reported that their duty was duly performed and they were discharged.

Mr. Wood offered the following resolution and moved its adoption:

*Resolved*, That the custodian be requested to furnish badges to the sergeant-at-arms, the doorkeepers and the pages.

Adopted.

Mr. Martin offered the following resolution and moved its adoption:

*Resolved*, That when the House adjourns, it adjourn to meet at 1:45 P. M., and that the west side of this hall be vacated for the reception of the honorable members of the Senate in joint convention at 2 P. M.

Adopted.

Mr. Tibbitts offered the following resolution and moved its adoption:

*Resolved*, That the Clerk of the House be authorized to make up an official roll of officers and employes of the temporary organization of the



House so that they may receive pay for the time they served in the temporary organization.

The resolution was adopted.

The Speaker appointed as Speaker's page Dwight French, and as Speaker's Clerk C. R. Benedict, who were duly sworn.

On motion of Mr. Early, the House adjourned till 1:45 P. M.

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### AFTERNOON SESSION.

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HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Tuesday, January, 14, 1896. }

The House met promptly at 1:45 P. M. with Speaker Byers in the chair.

Mr. Dowell moved that a committee of three be appointed to notify the Senate that the House is ready for a joint session.

Carried.

The Speaker appointed as the committee Messrs. Dowell, Watters and McNulty.

The above committee reported its duty performed and was discharged.

### MESSAGES FROM THE SENATE.

THE following message was received from the Senate:

MR. SPEAKER.—I am directed to inform your honorable body that the Senate has concurred in the following resolution, in which the concurrence of the Senate was asked:

*Resolved by the House, the Senate concurring,* That the speaker be requested to appoint a committee of five from the House, to act with a like committee from the Senate, in perfecting arrangements for the inauguration.

W. E. BULLARD, *Secretary.*

Also,

MR. SPEAKER.—I am directed to inform your honorable body that the Senate has concurred in the following resolution in which the concurrence of the Senate was asked:

*Resolved by the House, the Senate concurring,* That if the qualifications of all the applicants for mail carrier be equal, the preference should be given to an ex-union soldier.

W. E. BULLARD, *Secretary.*

The sergeant-at-arms announced the arrival of the Senators for Joint Convention.

## JOINT CONVENTION.

Lieutenant-Governor Dungan, President of the Senate, called the Joint Convention to order.

The roll was then called and the following members of the Twenty-Sixth General Assembly answered to their names:

Messrs. Alexander, Allen of Van Buren, Allyn of Ringgold, Bailey, Baker, Bell of Jefferson, Bell of Washington, Berry, Bird, Blanchard, Bonson, Bowen, Brady, Brighton, Byers of Lucas, Byers of Shelby, Byington, Carney, Carroll, Cheshire, Clark, Classen, Cook, Cornwall, Craig, Crow, Davis, Doubleday, Dowell, Downey, Druet, Early, Eaton, Edwards, Ellis, Ellison, Ericson, Evans, Everall, Finch, Frazee, Frink, Funk of Dickinson, Funk of Hardin, Garner, Garst, Gilbertson, Good, Griswold, Grote, Gurley, Harper, Harriman, Haugen, Hauger, Hazen, Healy, Hendershot, Henderson, Hinkhouse, Hinman, Hipwell, Hospers, Hotchkiss, Hunt, Huntley, Hurst, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Junkin, Kilburn, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lothrop, Lowry, McAchran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mitchell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Penrose, Perrin, Perrott, Phelps, Porter, Potter, Power, Prentis, Pusey, Putnam, Ranck, Ray, Reed, Rigger, Rowen, Sargeant, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Trewin, Upton, Van Houten, Voelker, Waterman, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Young—141.

Those not present were:

Messrs. Brinton, Carpenter, Chapman, Gorrell, Hobart, Lehfeltdt, Nietert, Palmer, Weaver—9.

It was declared by the President of the Joint Convention that a majority of the General Assembly was present.

Senator Eaton was selected as teller in behalf of the Senate and Representative Merriam as teller for the House.

The Speaker then opened the returns in the presence of the Joint Convention which then proceeded to canvass the vote cast for Governor and Lieutenant-Governor of the state of Iowa at the election in November, 1895.

Senator Carroll moved to take a recess until 4:30 P. M.

Carried.

The Joint Convention re-assembled at 4:30 P. M.

The tellers reported, and the President of the Convention announced the vote, in its presence, as follows:

For Governor:

Whole number of votes cast.....	401,354
Francis Marion Drake.....	208,714
W. I. Babb.....	149,428
S. B. Crane.....	32,189
Francis Bacon.....	11,014
Scattering.....	9

Whereupon Francis Marion Drake was declared duly elected Governor of Iowa for the ensuing term.

For Lieutenant-Governor:

Whole number of votes cast.....	393,985
Matt Parrott.....	211,204
Samuel L. Bestow.....	145,789
A. R. Starrett.....	31,760
W. W. Atwood.....	10,222
Scattering.....	10

Matt Parrott was declared duly elected Lieutenant-Governor for the ensuing term.

Lieutenant-Governor Dungan, President of the Joint Convention, then directed that the abstracts of votes be filed with the Secretary of State.

The following certificates were then duly signed in the presence of the Joint Convention:

HALL OF HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Tuesday, January 14, 1896. }

This is to certify that upon a canvass in Joint Convention of the two houses of the General Assembly of the State of Iowa, of the votes cast at the November election, A. D. 1895, for the office of Governor of the State of Iowa, it appeared that Francis Marion Drake received the highest number of all the votes cast for any one candidate at said election for said office, and was, therefore, declared duly elected to said office for the term of two years, and until his successor is duly elected and qualified.

Signed in the presence of the Joint Convention this 14th day of January, A. D. 1896.

WARREN S. DUNGAN,

*President of the Senate and President of the Joint Convention.*

ATTEST:

H. W. BYERS,

*Speaker of the House of Representatives.*

WILLIAM EATON, *Teller of the Senate.*

FRANK F. MERRIAM, *Teller of the House.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, January 14, 1896. }

This is to certify that upon a canvass in Joint Convention of the two houses of the General Assembly of the State of Iowa, of the votes cast at the November election, A. D. 1895, for the office of Lieutenant-Governor of the State of Iowa, it appeared that Matt Parrott received the highest number

of all the votes cast for any one candidate, at said election for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is duly elected and qualified.

Signed in the presence of the Joint Convention this 14th day of January, A. D. 1896.

WARREN S. DUNGAN,  
*President of the Senate and President of the Joint Convention.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

WILLIAM EATON, *Teller of the Senate.*

FRANK F. MERRIAM, *Teller of the House.*

Senator Harper, of Des Moines, moved a committee be appointed to notify the Governor and Lieutenant-Governor-elect of their election.

Carried.

The Chair appointed on such committee Messrs. Harper, Porter and Temple.

The Journal of the Joint Convention was read and corrected.

On motion of Senator Blanchard the Joint Convention dissolved and the House resumed its session.

On motion of Mr. Gurley the House adjourned till 10 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, January 15, 1896. }

The House met pursuant to adjournment, with Speaker Byers in the Chair.

Prayer by Rev. W. A. Black.

PETITIONS AND MEMORIALS.

Mr. Hinman presented petition of Amish church of Wright county, relative to serving on jury.

Referred to Committee on Judiciary.

Mr. Reed offered the report of the Committee on Inauguration as follows:

MR. SPEAKER: Your Committee on Inauguration, appointed by concurrent resolution, makes the following report:

The Inaugural ceremonies will be held in the rotunda of the Capitol at 2:30 P. M., Thursday, January 16, 1896. The military escort will receive the Governor, Lieutenant-Governor and party at the Savery Hotel at 1:30 P. M., and proceed to the Capitol Building where the military will open order, and the Governor, Lieutenant-Governor and party will pass through the south door at the east entrance to the stage erected in the rotunda and will there be seated.

The Senate will assemble in the Senate Chamber and the House in Representative Hall at 2:15 P. M., and will then proceed to the rotunda and take seats.

PROGRAM.

Music—Des Moines Union Band.

Invocation—Rev. H. O. Breeden.

Music—Drake University Glee Club.

Administration of Oath by Chief Justice Rothrock.

Inaugural Address—Governor Francis M. Drake.

Music—Des Moines Union Band.

The joint convention of the Senate and the House will then be dissolved. The Capitol building will be open from 8 till 10 o'clock P. M., and an informal reception will be held by the Governor, Lieutenant-Governor and Speaker of the House in the rooms of the Executive.

The ceremonies of Inauguration will be held under the direction and control of Adjutant-General Prime. The public will be admitted to the Capitol building at all doors except the south entrance and the south door at the east front. No tickets will be required for admission.

The stage and rotunda will be decorated by Custodian Metzger and his assistants.

We further report that we have authorized the Adjutant-General to provide as a military escort the Des Moines companies of the National Guard, and any other companies of the National Guard that may be present in Des Moines on the day of inauguration; also the commissioned officers of the National Guard. We have also authorized the Adjutant-General to provide such carriages as may be necessary for the use of the Governor, Lieutenant-Governor, ex-Governors of the State and party.

We have authorized Custodian Metzger to procure the necessary floral decorations for the occasion.

We request that the Assistant Doorkeepers be required to report to Custodian Metzger at 1 o'clock P. M. and be under his direction during the ceremonies of inauguration.

THOS. A. CHESHIRE,

*Chairman of the Senate Committee.*

J. F. REED,

*Chairman of the House Committee.*

On motion of Mr. Reed, the above report was adopted.

Mr. Funk offered the following resolution and moved its adoption:

*Resolved*, That a committee of seven (7) be appointed by the Speaker to recommend a plan for the consideration of the report of the Code Commission, and that the committee report as soon as possible.

Adopted.

#### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring*, That the clergymen of the State be invited to act as Chaplains of the Senate and House of Representatives respectively, in such order as may be agreed upon; that a joint committee consisting of three Senators and three Representatives, be appointed by their respective presiding officers to co-operate with said clergymen in making suitable arrangements for such services.

W. E. BULLARD,  
*Secretary.*

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

*Resolved*, That a committee of three be appointed by the Senate to confer with a committee of the House in relation to the appointment of mail carrier.

WILL E. BULLARD,  
*Secretary.*

Mr. Tibbitts offered the following resolution, and moved its adoption:

*Resolved, by the House, the Senate Concurring*, That there be a committee of five appointed by the Speaker of the House to confer with a like committee of four from the Senate upon the advisability of sending out visiting committees to the various State institutions, and report to their respective bodies not later than Friday morning, January 17, 1896.

Mr. Hauger offered the following resolution as a substitute for the above and moved its adoption:

*Resolved, by the House, the Senate concurring*, That there be committees of three, consisting of two members from the House and one from the Senate, be appointed to visit the several State institutions and the Benedict Home, said committees to report to the General Assembly on or before February 2, 1896, and that said committees to be instructed to investigate fully and report the following things, to-wit:

*First*.—Whether the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended for the objects for which they were appropriated.

*Second*.—Whether any indebtedness has been contracted in excess of the allowed appropriations, and, if so, how much and for what object expended

*Third*.—Said committees shall make a thorough investigation of the condition and needs of said institutions and Home as to the needs of new buildings and repairs of buildings and of any appurtenances belonging to said institutions.

*Fourth*.—That said committees be empowered, and are hereby directed to examine any person under oath, if deemed necessary, in order to obtain information called for by this resolution.

*Fifth*.—That no member be placed upon a committee for an institution located within the district of such member.

On a division of the House those voting for the substitute were 68; those against were 22; so the substitute was adopted.

Mr. Chapman offered the following resolution, and moved its adoption:

*Resolved*, That the House concur with the resolutions of the Senate relative to the selection of Chaplains.

The resolution was adopted.

Mr. Potter offered the following resolution and moved its adoption:

*Resolved, by the House, the Senate concurring, That the Secretary of State be requested to furnish the Lieutenant-Governor, Clerk of House, Secretary of Senate and each new member with a copy of Miller's or McClain's Code (at option of members) at a cost to the State of not to exceed \$7.00 each.*

Mr. Morrison moved to amend by striking out the word "new."

Mr. Power moved to amend the amendment by striking out the word "new" and inserting after the word "member" the words "not a member of the Twenty-fifth General Assembly."

Mr. Cornwall moved that this subject be deferred till to-morrow morning.

Carried.

Mr. Hinman offered the following resolution and moved its adoption:

*Resolved, That the Speaker appoint a committee of three to draft suitable resolutions relative to the death of Hon. John L. Morse, of Wright county, who recently departed this life, having served with distinction in the Sixteenth General Assembly.*

Adopted.

#### MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:

STATE OF IOWA,  
EXECUTIVE OFFICE,  
DES MOINES, January 15, 1896. }

MR. SPEAKER—I am directed by the Governor to deliver to your honorable body notification of vacancies existing in the boards of trustees of state institutions.

W. S. RICHARDS, *Private Secretary.*

STATE OF IOWA,  
EXECUTIVE OFFICE,  
DES MOINES, January 15, 1896. }

*To the General Assembly:*

In accordance with the requirements of the statutes, I herewith transmit to you notification of a vacancy existing in the Board of Trustees of the State Industrial Schools, caused by the death of Thomas Mitchell, elected for the term ending April 12, 1900, and temporarily filled by the appointment of M. H. Davis.

Also of a vacancy existing in the Board of Trustees of the College for the Blind, caused by the resignation of Thomas Bell, elected for the term ending April 12, 1896, which are required to be filled by the General Assembly.

FRANK D. JACKSON.



Mr. Davis offered the following resolution and moved its adoption:

*Resolved*, That a committee of two, one from each political party, be appointed by the Speaker, such committee shall be authorized to arrange pairs between opposite members and all pairs so arranged and agreed upon shall be respected as made until they expire under the terms thereof.

Adopted.

Mr. Lambert offered the following resolution and moved its adoption:

*Resolved*, That the Custodian be instructed to place storm sashes on the windows of the east side of the House, similar to those now on the windows of the west side.

Adopted.

Mr. Allen called up his resolution in reference to two additional members on the Committee on Mail Carrier, and moved its adoption.

Carried.

Mr. Martin called up his resolution in reference to the Building and Loan Committee and moved its adoption.

Carried.

The Speaker appointed the following committees:

*On Plan for Handling the Report of the Code Commission*—Messrs. Temple of Clark, Funk of Hardin, Early of Sac, Weaver of Louisa, Cornwall of Clay, Evans of Wayne, Porter of Appanoose.

*On Pairs*—Messrs. Allen of Van Buren, Jackson of Tama.

*On Resolutions on the Death of John L. Morse*—Messrs. Hinman of Wright, Funk of Hardin, Voelker of Dubuque.

*On Chaplains*—Messrs. Crow of Wapello, Prentiss of Ringgold, Baker of Scott.

The House then proceeded to the correction of the Journal, which was then approved.

Mr. Johnston of Franklin offered the following resolution and moved its adoption:

*Resolved*, That G. W. Nichols be permitted to keep a barber chair in the cloak room of the House during this session of the Legislature for the convenience of the members of the Twenty-sixth General Assembly.

Adopted.

Mr. Ray offered the following resolution and moved its adoption.

*Resolved*, That the Custodian of the Capitol be instructed to place a heavy screen inside the door of the closet at the southwest corner of this hall.

Adopted.

The Chief Clerk appointed G. D. Boardman, of Des Moines, the Chief Clerk's Page, and he was duly sworn in.

On motion of Mr. Reed, the House adjourned till 10 A. M to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Thursday, January 16, 1896. }

The House was called to order at 10 A. M. with Speaker Byers in the Chair.

Prayer was offered by Rev. R. W. Hughes, of Des Moines.

Mr. Martin of Adair was excused until next Tuesday on account of the death of his mother.

PETITIONS AND MEMORIALS.

Mr. Byington presented petition of the citizens of Johnson county, relative to making Washington's birthday a legal holiday.

Referred to the Committee on Judiciary.

Mr. Johnston, of Franklin, offered the following report on behalf of the Committee on Mileage and moved its adoption:

Mr. SPEAKER—The undersigned committee appointed to report the mileage of the members of the House of Representatives, submit the following list as a statement of the number of miles traveled by each member in going to and returning from the session of this the Twenty-sixth General Assembly, and the amount of money to which each member is entitled by statute therefor, and we recommend that such mileage be duly certified:

NAME.	Miles.	Amount.	NAME.	Miles.	Amount.
Allen, W. S. ....	256	\$12.80	Lowry, J. J. ....	538	\$ 26.90
Bailey, C. F. ....	468	23.40	McAchrán, W. H. ....	214	10.70
Baker, George T. ....	350	17.50	McArthur, W. C. ....	336	16.80
Bell, W. B. ....	232	11.60	McClelland, F. ....	300	15.00
Bird, J. W. ....	350	17.50	McDonald, M. ....	150	7.50
Bowen, D. H. ....	700	35.00	McDowell, J. P. ....	232	11.60
Brady, E. M. ....	460	22.50	McNulty, Francis. ....	460	23.00
Brighton, H. H. ....	236	11.80	McQuin, B. M. ....	258	12.90
Brinton, M. H. ....	132	6.60	Manahan, F. B. ....	550	27.50
Byers, H. W. ....	200	10.00	Marti, Chris. ....	358	17.90
Byington, O. A. ....	242	12.10	Martin, N. B. ....	240	12.00
Chapman, W. B. ....	420	21.00	Mayne, S. ....	278	13.90
Clark, J. M. ....	272	13.60	Merrill, N. A. ....	440	22.00
Classen, J. B. ....	132	6.60	Merriam, Frank F. ....	375	18.75
Cook, R. E. ....	286	14.30	Miller, D. C., B. Vista. ....	250	12.50
Cornwall, W. W. ....	348	17.40	Miller, W., Cherokee. ....	400	20.00
Crow, W. G. ....	206	10.30	Miller, J. H., Warren. ....	72	3.60
Davis, M. J. ....	190	9.50	Morrison, J. B., Grundy. ....	176	8.80
Doubleday, O. E. ....	30	1.50	Morrison, J., Keokuk. ....	180	9.00
Dowell, C. C. ....	---	---	Mullin, W. ....	404	20.20
Early, C. L. ....	304	15.20	Nietert, H. J. ....	350	17.50
Edwards, A. H. ....	227	11.35	Nolan, Thos. F. ....	430	21.50
Evans, H. K. ....	210	10.50	Parker, Jno. ....	336	16.80
Finch, Parley. ....	204	10.20	Perrott, E. G. ....	70	3.50
Frazee, Jno. ....	356	17.80	Porter, C. R. ....	222	11.10
Frink, O. H. ....	286	14.30	Potter, L. F. ....	228	11.40
Funk, J. H. ....	220	11.00	Power, J. T. P. ....	426	21.30
Garner, J. A. ....	150	7.50	Prentiss, P. L. ....	350	17.50
Good, J. L. ....	134	6.70	Putnam, G. M. ....	240	12.00
Griswold, H. J. ....	320	16.00	Ray, W. G. ....	110	5.50
Grote, J. F. ....	240	12.00	Reed, J. F. ....	152	7.60
Gurley, Z. H. ....	205	10.25	Scott, D. H. ....	140	7.00
Haugen, G. N. ....	382	19.10	Smith, P. A. ....	200	10.00
Hauger, W. E. ....	250	12.50	Spaulding, E. C. ....	280	14.00
Hazen, J. B. ....	380	19.00	St. John, R. T. ....	386	19.30
Hendershott, I. B. ....	80	4.00	Sullivan, T. J. ....	626	31.30
Hinkhouse, R. W. ....	300	15.00	Temple, M. L. ....	120	6.00
Hinman, S. N. ....	234	11.70	Thompson, J. A. ....	320	16.00
Hunt, Wm. B. ....	356	16.80	Tibbitts, O. O. ....	298	14.90
Huntley, L. S. ....	200	10.00	Van Houten, G. H. ....	230	11.50
Jackson, A. E. ....	190	9.50	Voelker, C. A. ....	412	20.60
Jay, Jno. T. ....	250	12.50	Watters, H. B. ....	284	14.20
Johnson, Jonas P. ....	140	7.00	Weaver, H. O. ....	360	18.00
Johnston, C. F. ....	274	13.70	Wells, N. A. ....	80	4.00
Klemme, W. H. ....	540	27.00	Wheeler, J. R. ....	304	15.20
Ladd, W. G. ....	260	13.00	Whelan, M. K. ....	350	17.50
Lambert, Thomas. ....	480	24.00	Whittier, Lyman. ....	416	20.80
Lauder, J. W. ....	212	10.60	Williams, S. ....	380	19.00
Lavender, J. F. ....	194	9.70	Wilson, J. L. ....	470	23.50
Loomis, A. M. ....	396	19.80	Wood, A. L. ....	90	4.50

C. F. JOHNSTON,  
 GEORGE N. HAUGEN,  
 J. T. P. POWER,  
*Committee.*

Adopted.

Mr. Temple offered the following report of the Committee on Code Revision as a partial report:

MR. SPEAKER—Your committee, to whom was referred the matter of suggesting a plan to consider the report of the Code Commissioners, beg leave to submit the following partial report:

RESOLUTION.

*Be it Resolved by the House of Representatives*, That there is hereby created a standing committee of twenty-five members to continue during the Twenty-sixth General Assembly, and to be known as the Code Revision Committee, and to whom shall be referred the report of the Code Commission. Said committee shall sub-divide said report and assign different parts and titles thereof to the proper standing committees of the House, and shall duly report such assignments to the House, which body shall retain the power to refer to the regular standing committees, or the Code Revision Committee, any bills introduced or any parts of the report of the Code Commission.

Said Code Revision Committee may confer with any like committee of the Senate, and may concur in reports to the respective bodies.

Respectfully submitted,

H. O. WEAVER,  
W. W. CORNWALL,  
H. K. EVANS,  
J. H. FUNK,  
CLAUDE R. PORTER,  
M. L. TEMPLE.

Mr. Allen moved that the report of the committee be adopted and committee continued.

Mr. Early offered the following as a minority report and moved its adoption:

MINORITY REPORT.

CONCURRENT RESOLUTION.

WHEREAS, The consideration of the report of the Code Commission on the Revision of the Laws of Iowa impose extraordinary duties upon this General Assembly; therefore, to facilitate the discharge of such duties, be it

*Resolved, by the House, the Senate concurring*, That there be appointed by the presiding officers of the respective bodies five special committees from each body, consisting of five members each, and to be designated as special committees on the revision of the code, and which shall be referred to and known as the first division, second division, third division, fourth division and fifth division of such Code Revision Committee, to each of which shall be referred for consideration and recommendation the several parts or titles of the report of the said Code Commission as shall have been assigned to it by a joint committee of six (6), three members of which are to be appointed by the Speaker of the House, and three by the President

of the Senate, to sub-divide, arrange and assign by titles or chapters the report of the Code Commission into five parts or titles of as nearly equal importance as practical, and the said joint committee of six shall have reported such arrangement and assignment to its respective bodies before the announcement of the regular standing committees in said bodies. Said five special committees before final recommendation shall confer together and be resolved into a Committee of the Whole and concurrently report to the two Houses, to which report shall be appended any additional acts passed by this General Assembly under the proper titles, to the end that the new code of 1896 when finally adopted shall embody the laws of the State of Iowa to be embraced in such code. Each standing committee in the respective bodies shall have power to demand of any of the said five special committees any portion of the Code Commission report, the title of which indicates that the said standing committees shall have jurisdiction of the subject matter thereof demanded, and have the same submitted to it for such action as it may see fit, and make its reports either to the respective bodies or back to the special committee from which it came.

CHAS. L. EARLY,  
*Minority of Committee.*

Mr. Merrell moved that both of the reports be sent back to the committee for reconsideration.

Mr. Power moved to lay this matter over till to-morrow morning.

Carried.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following resolution, in which the concurrence of the Senate was asked as to the appointment of a mail carrier:

*Resolved, by the House, the Senate concurring,* That a committee consisting of five from the House and three from the Senate be appointed to arrange for a mail carrier for the Twenty-sixth General Assembly.

WILL E. BULLARD,  
*Secretary.*

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in relation to supplying codes, in which the concurrence of the House is asked:

*Resolved, by the Twenty-sixth General Assembly,* That the Secretary of the Senate and the Chief Clerk of the House be instructed to purchase for the President and the Secretary of the Senate, and each Senator, the Speaker, Chief Clerk and each member of the House, a copy of McClain's or Miller's Code at the option of the person entitled thereto.

WILL E. BULLARD,  
*Secretary.*

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution as an amendment to a resolution passed by your honorable body and in which amendment the concurrence of the House is asked:

W. E. BULLARD,  
*Secretary.*

MR. PRESIDENT—Your committee to whom was referred the concurrent resolution relating to the visiting committees to State institutions, have same under consideration, and make the following report: That the said concurrent resolution shall be amended so as to read as follows, and when so amended, that it do pass.

*Resolved by the House, the Senate concurring,* That there be appointed a committee consisting of one member of the Senate and two members of the House, to visit the several State institutions and the Benedict Home, one of such committee for each of said institutions. Said committee to report to the General Assembly on or before February 5, 1896. Said committee shall investigate and report as follows, to-wit:

*First.*—Whether the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended for the objects for which they were appropriated.

*Second.*—Whether any indebtedness has been contracted in excess of the appropriations, and, if so, how much and for what purpose.

*Third.*—Said committee shall make a thorough investigation of the condition and needs of said institutions and home, as to the necessity for new buildings and repairs.

*Fourth.*—Whether there has been any diversion of any money from the specific purpose for which it was appropriated.

*Fifth.*—Whether the law relating to the drawing of money from the State Treasury has been complied with.

*Sixth.*—Said committee shall report a complete list of employes of each institution and said Home, with their compensation, including other compensation in addition to their salaries, and make recommendations in regard thereto.

*Seventh.*—That such committee shall have power to examine any persons under oath and to send for and compel the production of books and papers if deemed necessary.

*Eighth.*—That no member be placed upon a committee for an institution located in the district of such member.

Mr. Haugen moved that the House concur in Senate amendments.

Carried.

The following communication was received from the Governor:

MR. SPEAKER—I am directed by the Governor to deliver to your honorable body his report of the reprieves, commutation and pardons granted and the fines and forfeitures remitted during the biennial term ending with this day. Also a report of applications for pardon by persons convicted of the crime of murder in the first degree.

W. S. RICHARDS,  
*Private Secretary.*

The Speaker announced as the Committee on Mail Carrier: Messrs. Allen, Frink, Jackson, Spaulding and J. H. Miller.

Mr. Cornwall called up the Senate resolution in reference to the furnishing of Codes and moved that the House concur.

Carried.

Mr. Potter moved that action on his resolution, which was laid over, in reference to the same subject be indefinitely postponed.

Carried.

The Journal of yesterday was corrected and approved.

Mr. Nietert moved that 500 copies of the majority and minority reports of the committee on handling report of the Code Commission be printed and distributed at once.

Lost.

On motion of Mr. Morrison of Grundy the House adjourned till 2:15 P. M.

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#### AFTERNOON SESSION.

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The House met as per adjournment, with Speaker Byers in the Chair.

By unanimous consent, both the majority and minority reports relative to the method of handling the Code Commission's report were referred back to the committee on request of Mr. Temple.

Mr. Klemme moved that the House now form in line to proceed to the rotunda of the Capitol for the Joint Convention, and be subject to the call of the Speaker.

Carried.

#### ROTUNDA OF CAPITOL JOINT SESSION.

Lieutenant-Governor Warren S. Dungan, President of the Senate, took the Chair as president of the Joint Convention, and called it to order at 2:30 P. M.

Music by the Des Moines Union band.

Prayer was next offered by the Rev. H. O. Breeden, of Des Moines.

Music—Drake University Glee Club.

The oath of office was then administered in the presence of the Joint Convention to Governor-elect Francis Marion Drake



and Lieutenant-Governor-elect Matt Parrott, by Chief Justice Rothrock.

His excellency, Governor Drake, then delivered his Inaugural Address.

Music—Des Moines Union Band.

Warren S. Dungan then declared the Joint Convention dissolved.

The House resumed its session with Speaker Byers in the Chair.

On motion of Mr. Klemme the House adjourned until 10 A. M. tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, January 17, 1896. }

The House met as per adjournment at 10 A. M. with Speaker Byers in the Chair.

Prayer by Rev. Horace Siberell, of Lacey, Iowa.

The committee on the method of handling the report of the Code Commission reported as follows:

MR. SPEAKER—Your committee, to whom was referred the matter of suggesting a plan to consider the report of the Code Commissioners, beg leave to submit the following partial report:

RESOLUTION.

*Be it Resolved by the House of Representatives,* That there is hereby created a standing committee of twenty-five members to continue during the Twenty-sixth General Assembly, and to be known as the Code Revision Committee, and to whom shall be referred the report of the Code Commission. Said committee shall sub-divide said report and assign different parts and titles thereof to the proper standing committees of the House, and shall duly report such assignments to the House, which body shall retain the power to refer to the regular standing committees, or the Code Revision Committee, any bills introduced or any parts of the report of the Code Commission.

Said Code Revision Committee may confer with any like committee of the Senate, and may concur in reports to the respective bodies.

Respectfully submitted,

H. O. WEAVER,  
H. K. EVANS,  
CLAUDE R. PORTER,  
M. L. TEMPLE.

Mr. Early submitted the following as a minority report of the same committee:

MINORITY REPORT.

RESOLUTION.

WHEREAS, The consideration of the report of the Code Commission on the Revision of the Laws of Iowa impose extraordinary duties upon this General Assembly; therefore, to facilitate the discharge of such duties, be it

*Resolved, by the House, the Senate concurring,* That there be appointed by the Speaker five special committees from each body, consisting of seven

members each, and to be designated as special committees on the revision of the Code, and which shall be referred to and known as the First Division, Second Division, Third Division, Fourth Division and Fifth Division of such Code Revision Committee, to each of which shall be referred for consideration and recommendation the several parts or titles of the report of the said Code Commission as shall have been assigned to it by a joint committee of five to be appointed by the Speaker of the House to sub-divide, arrange and assign by titles or chapters the report of the Code Commission into five parts or titles of as nearly equal importance as practicable, and the said joint committee of five shall have reported such arrangement and assignment to its respective bodies before the announcement of the regular standing committees in said bodies. Said five special committees before final recommendation shall confer together and upon call of the Chairman of the Whole shall report to the said five divisions and shall resolve itself into a Committee of the Whole and report to the House, to which report shall be appended any additional acts passed by this General Assembly under the proper titles, to the end that the new Code of 1896 when finally adopted shall embody the laws of the State of Iowa to be embraced in said Code. Each standing committee shall have the right to demand of any of the said five special committees any portion of the Code Commission report, the title of which indicates that the said standing committee shall have jurisdiction of the said matter thereof, and have the same submitted to it for such action as it may see fit, and make its reports either to the House or back to the special committee from which it came.

The Chairman of the special committee known as the First Division shall have the power to call and convene said five special committees into a Committee of the Whole, for the purpose of conference, or for the purpose of conference with any other committees of the House or a like committee of the Senate, or for reporting to the House.

And when so convened as a Committee of the Whole he shall be Chairman thereof. This report to be a partial report of this committee.

CHAS. L. EARLY,  
J. H. FUNK.

Mr. Early moved that the minority report be substituted for the majority report. After discussion Mr. Brighton moved that these reports be recommitted for further consideration.

A division being called for, those in favor were 59, those against, 30; so the motion was carried.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

A bill for an act tendering to the United States, jurisdiction over certain Indians residing in Iowa and over their lands, and the privilege of purchasing land in Tama county for an Indian School.

WILL E. BULLARD,  
Secretary.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring,* That the people of Iowa, through their Senators and Representatives, in Legislature assembled, extend to the people of Cuba their sympathy in the efforts now being made by the people of that country to free themselves from Spanish domination and to establish their independence.

*Resolved,* That it is the sense of the people of this State, expressed through their Legislators, that the United States Government should recognize the Cuban insurgents as belligerents as soon as conditions will justify such recognition.

*Resolved,* That copies of these resolutions be forwarded by the Secretary of State to each of our United States Senators and Representatives in Congress.

WILL E. BULLARD,

*Secretary.*

The journal of yesterday was next corrected and approved.

Mr. Johnston, of Franklin, was granted indefinite leave of absence on account of sickness.

Messrs. Hunt, Wells and Wood were excused until Monday.

The concurrent resolution with reference to recognizing the Cuban insurgents as belligerents was called up, and on motion of Mr. Davis was concurred in.

Mr. Early moved that 500 copies of the minority report on the Code Commission be ordered printed.

Carried.

On motion of Mr. Cornwall the House adjourned until 10 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, January 18, 1896. }

The House met pursuant to adjournment with Speaker Byers in the Chair.

Prayer was offered by Rev. H. P. Dudley, of Des Moines.

Mr. Marti was excused for to-day on account of illness.

The Journal of yesterday was then corrected and approved.

Messrs. Chapman and Classen were excused until Tuesday.

Mr. Temple offered the following report of the Committee on Ways and Means for handling the report of the Code Commission:

RESOLUTION.

WHEREAS, The consideration of the report of the Code Commission on the revision of the laws of Iowa, imposes extraordinary duties upon this General Assembly; therefore, to facilitate the discharge of such duty,

*Be it Resolved by the House,* That there be appointed by the Speaker five special committees, consisting of seven members each, and to be designated as special committees on the revision of the Code, and shall be referred to and known as First Division, Second Division, Third Division, Fourth Division and Fifth Division of such Code Revision Committee, to each of which shall be referred for consideration and recommendation, such parts or titles of the report of said Code Commission, as shall have been assigned to it by a committee of five, to be appointed by the Speaker of the House, to sub-divide, arrange and assign by titles or chapters, the report of the Code Commission into five parts or titles, of as nearly equal importance as practicable, and the said committee of five shall report such arrangement and assignment to this body, before the announcement of the regular standing committees.

Said five special committees before final recommendation shall confer together and upon call of the Chairman of the First Division shall resolve themselves into a Committee of the Whole, and report to the House, to which report shall be appended any additional acts passed by this General Assembly under the proper title, to the end that the new Code of 1896 when finally adopted shall embody the laws of the State of Iowa to be embraced in said Code. Each standing committee in the House shall have the right to demand of any of the said five special committees, any portion of the Code Commission report, the title of which indicates that the said standing committee shall have jurisdiction of the said matter thereof, and have the same submitted to it for such action as it may see fit, and make its report either to the House or back to the special committee from which it came.

The Chairman of the special committee known as the First Division shall have the power to call and convene said five special committees into a Committee of the Whole, for the purpose of conference, or for conference with any other committee of the House, or a like committee of the Senate or reporting to the House, and when so convened as a Committee of the Whole, he shall be Chairman thereof.

The Speaker is hereby authorized to appoint a committee of five for the purpose of sub-dividing, arranging, and assigning into five parts by titles or chapters the report of the Code Commission of as nearly equal importance as practicable.

This report to be a partial report of this committee.

M. L. TEMPLE.  
W. W. CORNWALL.  
CHAS. L. EARLY.  
J. H. FUNK.  
H. K. EVANS.

Mr. Cornwall moved the adoption of the report of the committee.

Mr. Merrell offered the following substitute to the report of the committee and moved its adoption:

*Resolved*, That the following rules be established for the consideration of the Code:

*First*.—The House will hold two sessions each day on Wednesdays, Thursdays and Fridays of each week, assembling at 10 o'clock A. M., and 2 o'clock P. M., from and after January 29, 1896.

*Second*.—As soon as the preliminary business, if there be any, is disposed of, the House will immediately go into Committee of the Whole on the Code, and will take up the same for consideration in the order in which it is arranged by the Commission.

*Third*.—Any section or chapter to which any member wishes to offer any amendment may be so amended, otherwise the same shall be passed and considered as adopted by the committee.

*Fourth*.—When the committee arises, its action shall be reported to the House, and the House shall act upon and dispose of the same, any member having the right to demand a separate vote upon any amendment of the committee's to which he objects.

*Fifth*.—The Committee of the Whole may report for reference, or the House may, at any time, refer to a regular committee any chapter which, in its opinion, requires such reference.

*Sixth*.—The Clerk of the House shall act as Clerk of the Committee of the Whole, and shall keep a record of the reports of its action as made to the House.

Mr. Funk moved that the substitute be laid on the table.

Messrs. Merrell and Sullivan demanded the yeas and nays on this motion, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bowen, Brady, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, McNulty, McQuin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Potter, Putnam, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Watters, Wheelan, Whittier, Williams, Mr. Speaker—66.

The nays were:

Messrs. Baker, Bell, Bird, Byington, Frazee, Garner, Hazen, Hinkhouse, Lambert, Lowry, McDowell, Manahan, Merrell, Morrison of Keokuk, Nolan, Porter, Power, Prentis, Ray, Reed, Spaulding, Sullivan, Van Houten, Voelker, Weaver, Wheeler, Wilson—27.

Absent or not voting:

Messrs. Chapman, Hunt, Johnston of Franklin, Marti, Martin, Wells, Wood—7.

So the motion prevailed.

Mr. Power offered the following substitute and moved its adoption:

*Be it Resolved by the House of Representatives, That there be appointed by the Speaker a committee of fifteen members, to be known as the Code Revision Committee, and whose duty shall be to sub-divide the report of said Code revision and assign all the different parts and titles thereof to the proper standing committees of the House, and who shall duly report on or before February 5, 1896, a full and complete list of all said assignments to the House, which body shall approve said assignments, or make such changes as it shall think proper.*

Mr. McDonald moved that the substitute be laid on the table.

Messrs. Power and Frazee demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, McNulty, McQuin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison

of Grundy, Mullin, Nietert, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Watters, Whelan, Whittier, Mr. Speaker—67.

The nays were:

Messrs. Baker, Byington, Frazee, Garner, Hazen, Hinkhouse, Jackson, Jay, Lambert, Lowry, McDowell, Manahan, Morrison of Keokuk, Nolan, Parker, Porter, Power, Spaulding, Sullivan, Van Houten, Voelker, Weaver, Wheeler, Williams, Wilson—25.

Absent or not voting:

Messrs. Chapman, Hunt, Johnston of Franklin, Marti, Martin, Merrell, Wells, Wood—8.

So the motion was carried.

Mr. Van Houten offered the following amendment to the report of the committee to follow after the word "came" in line 10, paragraph 3.

In case of doubt or dispute regarding the assignment of work, on demand of a committee, or otherwise, so far as relates to a division of work among the committees, an appeal may be taken to the Committee on Rules, subject to the approval of the House.

All assignments of work as contemplated in this report shall be reported and entered in the Journal so that members of the House may have knowledge of said assignments.

Mr. Van Houten moved that the amendment be adopted.

Mr. Morrison of Keokuk moved the previous question.

The roll was called on this question and resulted as follows:

On the question, "Shall the main question now be put?" the yeas were:

Messrs. Allen, Bell, Bird, Bowen, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Huntley, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, McCachran, McDonauld, McNulty, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Perrott, Potter, Putnam, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Watters, Whelan, Williams, Mr. Speaker—57.

The nays were:

Messrs. Bailey, Baker, Brady, Byington, Frazee, Frink, Garner, Hazen, Hinkhouse, Hinman, Jackson, Jay, Lambert, Lowry, McArthur, McDowell, McQuin, Manahan, Mayne, Merrell, Miller of Warren, Nolan, Parker, Power, Prentis, Ray,



Sullivan, Van Houten, Voelker, Weaver, Wheeler, Whittier, Wilson—38.

Absent or not voting:

Messrs. Chapman, Dowell, Hunt, Johnston of Franklin, McClelland, Marti, Martin, Porter, Wells, Wood—10.

The motion was carried.

On a division of the House there were 36 in favor of adopting the amendment of Mr. Van Houten, and 40 against, so the amendment was lost.

The motion of Mr. Cornwall to adopt the report of the committee was then put and carried.

Mr. Funk moved a reconsideration of the vote just taken.

Mr. Funk moved to lay this motion on the table.

Carried.

Mr. McArthur offered the following and moved its adoption:

*Resolved, by the House of Representatives, the Senate concurring, That a committee be appointed, to consist of three Senators and five members of the House of Representatives, who shall consider and report a place for the celebration of the Semi-Centennial of Iowa, and the erection of a memorial, historical and art building.*

Carried.

Mr. Evans offered the following resolution and moved its adoption:

*Resolved, by the House of Representatives, the Senate concurring, That there be ordered printed for the use of the members of the House and Senate and for distribution, five thousand copies of Governor Drake's Inaugural address.*

Mr. Van Houten moved to strike out the words "five thousand" and to insert the words "five hundred."

Lost.

Original motion of Mr. Evans was then put and on a division resulted as follows: In favor, 48; against, 37.

The resolution was adopted.

Mr. Allen offered the following report and moved its adoption:

Report of joint committee appointed by the Senate and House of Representatives to select a mail carrier for the Twenty-sixth General Assembly:

MR. SPEAKER—Your committee, appointed by the Senate and House to select a mail carrier, report that they have had the matter of the election of a mail carrier under consideration, and have selected Henry Cain, of Warren County, for the position of mail carrier of the Twenty-sixth General Assembly.

WM. B. PERRIN,

*Chairman Senate Committee.*

W. S. ALLEN,

*Chairman House Committee.*

Mr. Lauder offered the following resolution and moved its adoption:

*Resolved*, That the name of the standing committee of this House on Medicine and Surgery be changed to that of Committee on Public Health, to correspond with the like committee of the Senate.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution in reference to the purchase of camp chairs in which the concurrence of the House is asked:

*Be it Resolved by the Twenty-sixth General Assembly*, That the Custodian of the Capitol be and is hereby authorized to purchase for the Senate one hundred (100) camp chairs, and one hundred and ten (110) for the House.

WILL E BULLARD,  
Secretary.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution in reference to adjournment in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring*—That an adjournment of either or both of these bodies may be taken from Thursday, January 23, to Tuesday, January 28, 1896.

WILL E. BULLARD,  
Secretary.

Mr. Van Houten offered the following concurrent resolution and moved its adoption:

CONCURRENT RESOLUTION.

*Resolved, by the House, the Senate concurring*, That we are opposed to the proposed change in the Interstate Commerce laws of the United States for the purpose of allowing railroads to pool their earnings, believing that such pools, if allowed by law, would result in great injury to the people of the west, and especially to the producing classes. The present low prices of the products of the farms and factories of the west preclude the idea of profit, and we believe that more stringent measures should be adopted for the enforcement of the laws that we now have rather than any relaxation; and we demand further and, if possible, more effective measures for the protection of the interests of the people in preventing discriminations and rebates.

*Resolved*, That our Senators in the United States Congress and our Representatives, be requested to use all honorable means to prevent the passage of any measure that will allow pooling, rebates, or discriminations in the transportation of freights or any kind of commerce on the railroads of the United States.

*Resolved*, That the Secretary of State be and is hereby instructed to send a copy of these resolutions to each of the Senators and Representatives of the State of Iowa in the Congress of the United States.

Mr. Gurley moved that this resolution be referred to the Committee on Railroads and Commerce.

Mr. Cornwall moved that this matter be postponed until the next session of the House.

Carried.

The Speaker appointed the following Committee on Plans for the Semi-Centennial Celebration: Messrs. McArthur of Des Moines, Bell of Washington, Smith of Greene, Frink of Page, and Brighton of Jefferson.

The Senate message was then called up in reference to adjournment.

Mr. Haugen moved to amend by striking out the words "Thursday, January 23d," and inserting "Tuesday evening, January 21st."

Carried.

The resolution as amended was then adopted.

Mr. Tibbitts offered the following and moved its adoption:

*Resolved*, That one-half of the five thousand copies of the Governor's Inaugural Address be printed in German.

On a division of the House those voting for were 18; against 50.

So the resolution was lost.

#### PETITIONS AND MEMORIALS.

Mr. Cornwall presented two petitions referring to adult and juvenile criminals being kept apart.

Referred to Committee on Penitentiaries.

Mr. Lavender was granted a leave of absence until Monday noon.

Mr. Brady was excused until January 28th.

Mr. Dowell called up the joint resolution in reference to camp chairs, from the Senate and moved it be adopted.

Carried.

The Speaker then announced the following visiting committees:

#### LIST OF VISITING COMMITTEES.

*Agricultural College and Model Farm, Ames, Story County*—W. E. Hauger, Thomas F. Nolan.

*College for Blind, Vinton, Benton County*—C. F. Bailey, Thomas Lambert.

*Hospital for Insane, Mt. Pleasant, Henry County*—A. L. Wood, J. J. Lowry.

*Hospital for Insane, Independence, Buchanan County*—Wireman Miller, F. B. Manahan.

*Industrial School for Girls, Mitchellville, Polk County*—S. N. Hinman, J. B. Hazen.

*Industrial School for Boys, Eldora, Hardin County*—J. B. Classen, J. M. Clark.

*Normal School, Cedar Falls, Black Hawk County*—W. G. Ray, H. K. Evans.

*Penitentiaries, Fort Madison, Lee County*—M. J. Davis, M. H. Brinton. *Anamosa, Jones County*—C. L. Early, Frank F. Merriam.

*Soldiers' Home, Marshalltown, Marshall County*—P. A. Smith, N. A. Merrell.

*Soldiers' Orphans' Home, Davenport, Scott County*—M. McDonald, G. M. Putnam.

*State University, Iowa City, Johnson County*—J. F. Grote, S. M. <sup>yle</sup>. *Benedict Home, Des Moines, Polk County*—Sturgis Williams, J. R. Wheeler.

Mr. Early moved that the House adjourn till Tuesday at 10 A. M.

Mr. Hinman moved to amend by making the time Monday morning at 10 A. M.

Amendment carried.

Motion as amended carried

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Monday, January 20, 1896. }

The House convened at 10 A. M., with Speaker Byers in the Chair.

Prayer was offered by Mr. Merle McFarland of Des Moines. The Speaker then announced the following committees:

*On the Division of Work Among the Code Committee*—Messrs. Allen, Funk, Brighton, Temple, Cornwall.

VISITING COMMITTEES.

*For Hospital for Insane, Clarinda, Page County*—Messrs. St. John and Jay.

*For Industrial Home for the Blind, Knoxville, Marion County*—Messrs. Van Houten and Wilson.

*Institution for Feeble Minded Children, Glenwood, Mills County*—Messrs. Temple and Porter.

*Fish Hatchery, Spirit Lake, Dickinson County*—Messrs. Ladd, and Huntley.

*Iowa School for the Deaf, Council Bluffs, Pottawattamie County*—Messrs. Reed and Power.

Mr. Manahan called up his resolution in reference to a committee of three to group the various standing committees and moved its adoption.

Carried.

Mr. Doubleday moved that the resolution in reference to the appointment of paper folders be taken from the table.

Carried.

Mr. Morrison of Keokuk moved that the above resolution in reference to the appointment of two paper folders be adopted.

Messrs. Van Houten and Morrison of Keokuk demanded the yeas and nays on the question, which resulted as follows:

On the question, "Shall the resolution pass," the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Gurley, Haugen, Hauger,

Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Loomis, Lowry, McCachran, McArthur, McClelland, McDonald, McNulty, Manahan, Marti, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Perrott, Porter, Potter, Power, Prentis, Ray, Smith, St. John, Sullivan, Thompson, Tibbitts, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Mr. Speaker—68.

The nays were:

Messrs. Funk, Garner, Hinkhouse, Lambert, McDowell, Nolan, Parker, Putnam, Scott, Spaulding, Van Houten, Voelker, Watters—13.

Absent or not voting:

Messrs. Brady, Chapman, Grote, Hazen, Hendershot, Hinman, Hunt, Jackson, Jay, Lauder, Lavender, McQuin, Martin, Miller of Buena Vista, Morrison of Grundy, Reed, Temple, Whittier, Wood—19.

So the motion prevailed.

Mr. Cornwall offered the following resolution and moved its adoption:

*Resolved*, That the introduction of bills be postponed until Wednesday, January, 29, 1896.

Adopted.

Mr. Scott offered the following resolution and moved its adoption:

*Resolved*, That a committee of three from the House be appointed by the Speaker to confer with a like committee of the Senate to devise some plan for a more suitable and appropriate arrangement of the flags of the Iowa soldiers and to report by bill or otherwise.

Adopted.

Mr. Van Houten called up his resolution of Saturday in reference to the proposed change in the inter-state commerce laws.

By unanimous consent Mr. Gurley withdrew his motion that this resolution be referred to the Committee on Railroads and Commerce.

Mr. Van Houten moved that his resolution be adopted.

Carried.

Mr. Wells offered the following and moved its adoption:

*Be it Resolved by the House, the Senate Concurring*—That A. G. West, Mail Carrier for the Twenty-fifth General Assembly, receive pay for three days' work after adjournment, the same being unpaid.

Adopted.

## PETITIONS AND MEMORIALS.

Mr. Byington presented petition of citizens of Johnson county relative to jury service.

Referred to Committee on Judiciary.

Mr. Cook presented petition of citizens of Montgomery county relative to Building and Loan Associations.

Referred to Committee on Building and Loan Associations.

Mr. Bowen presented petition of citizens of Allamakee county in reference to juvenile criminals being kept apart from adult criminals.

Referred to Committee on Penitentiaries.

Mr. Byington presented petition of citizens of Johnson county in reference to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Morrison of Grundy presented petition of citizens of Grundy county relative to reducing the term of sub-directors from three years to one.

Referred to Committee on Schools and Text Books

Mr. Finch offered the following resolution and moved its adoption:

*Resolved*, That all bills introduced in the House to repeal, amend, or in any manner affect existing statutes shall, on the margin or at the foot of said bill, refer to the page of the proposed code where said law to be so repealed or amended can be found.

Adopted.

The Speaker announced the committee in reference to the arrangement of Iowa battle flags, as follows:

Messrs. Scott, Doubleday and Smith.

## INTRODUCTION OF BILLS.

By unanimous consent, Mr. Merrill introduced the following bill: House file No. 1, a bill for an act making an appropriation and providing for the erection of monuments in memory of Iowa troops on Lookout Mountain and Missionary Ridge (Battle of Chattanooga).

Read first and second times and referred to Committee on Military.

Mr. Allen was called to the Chair at 10:40.

Mr. Early offered the following resolution, and moved its adoption:

*Resolved*, That all bills introduced in this House shall be in duplicate.

Mr. Klemme moved that the resolution be tabled.

Carried.

The Journal of Saturday was corrected and approved

Mr. Funk moved to adjourn till 2 P. M.

Carried.

House adjourned.

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#### AFTERNOON SESSION.

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The House was called to order at 2 P. M. by Speaker Byers.

Mr. Morrison of Grundy offered the following resolution and moved its adoption:

*Resolved by the House, the Senate concurring,* That the Railroad Commissioners are hereby directed to procure at the earliest possible date 30,000 copies of the Railroad Commissioners' official map of Iowa and suitable envelopes in which to mail the same, said maps to be disposed of as follows:

Twenty thousand copies to be allotted to the State Superintendent of Public Schools, fifty copies to be given to each member of the General Assembly, and the remainder to be distributed under the direction of the Railroad Commissioners.

And there is hereby appropriated one thousand eight hundred and seventy-five dollars (\$1,875) for that purpose out of any moneys not otherwise appropriated.

Mr. McAchran offered the following amendment and moved its adoption:

To strike out the figures "30,000" and insert the figures "15,000."

Mr. Evans moved that the matter be laid over till to-morrow morning.

Lost.

Amendment of Mr. McAchran was lost and the original resolution as offered by Mr. Morrison of Grundy adopted.

Mr. Morrison of Keokuk offered the following and moved its adoption:

*Resolved by the House, the Senate concurring,* That the Secretary of the Geological Board furnish three copies of the last geological report to each member of the House and Senate.

Adopted.

Mr. Tibbitts offered the following resolution and moved its adoption.



*Resolved*, That the committee appointed to visit the Hospital for Insane at Independence, Buchanan county, be requested to investigate the truth of the following, clipped from the Evening Gazette, a newspaper published at Cedar Rapids, Iowa:

"EDITOR GAZETTE:—I wish you would inform the taxpayers what the Independence Insane Asylum is paying for coal. It has been necessary for me to engage attorneys to secure this information, which is as follows:

"They are paying for lump, \$2.90; my bid, \$2.50.

"Nut, \$2.60; my bid, \$2.00.

"Pea, \$2.10; my bid, \$1.25.

"My bid for the latter was on pea and slack mixed, which is the same as the Electric Light Company and American Cereal Company use. In addition it costs the asylum 10 cents per ton more to haul the coal they are now using than it would to haul mine, on account of the Illinois Central railroad depot being one mile farther away than the Burlington, Cedar Rapids & Northern. It seems to me that this is a proper subject to present to the Legislature for investigation, as several thousand dollars would have been saved the state in the purchase of coal for this institution in addition to supplying work to Iowa miners, whose taxes help to support this and other state institutions. Yours,

C. D. IVES.

"Cedar Rapids, January 17, '96."

"The Gazette is informed that if this matter is not investigated neither C. D. Ives nor E. E. Pinney will submit bids next year, and the Illinois people can have it their way unless the people chosen to represent the state care enough about the matter to give Iowa merchants and Iowa mines an even show with those of Illinois. The Gazette wants to know what sort of furnaces are used at the asylum, as some of those connected with the institution claim that they show better results for Illinois coal or worse results for Iowa coal than other furnaces probably would do.

"Let the Legislature investigate this matter."

Mr. Dowell moved that the resolution be laid upon the table.  
Lost.

The resolution was then adopted.

Mr. Power offered the following report of the committee drafting resolutions of respect on the deaths of Messrs. D. F. Miller, Sr., of Lee, S. Burnquist of Webster, C. L. McGonigle of Clayton and A. St. Clair Smith of Linn:

WHEREAS, IN the providence of God, the Hon. D. F. Miller, Sr., who was a member of this House of the Twenty-fifth General Assembly, has departed this life, and

WHEREAS, By his high character and his long life of public service in both the nation and the state he has done much to mould the destinies of this state, and

WHEREAS, Socially he won the hearts of all acquaintances and associates, and in all the relations of his home life he embodied everything that makes the idolized husband and father; therefore, be it

*Resolved*, That we tender to the bereaved family of this departed statesman our sympathy and condolence; that these resolutions be spread upon

the Journal of the House, and that the Chief Clerk be instructed to send enrolled copies of the same to the family of the deceased.

J. T. P. POWER.

J. H. FUNK.

T. J. SULLIVAN.

JONAS P. JOHNSON.

H. J. NIETERT.

*Committee.*

WHEREAS, We have heard with sorrow of the death of Samuel Burnquist, member of the House of Representatives of the Twenty-fifth General Assembly from the Sixty-second District; therefore, be it

*Resolved*, That in his removal from the scenes of earthly activity the State of Iowa has lost a good citizen, the members of the Twenty-fifth General Assembly have lost a valued associate, and all within the circle of his hearty sympathy have lost a true and loyal friend. Coming to this country as a boy, without money or influence, he exemplified in his honorable and successful career, the possibilities of this land to the earnest and deserving youth.

We tender our sympathy to the bereaved family and commend the virtues which won for him the respect and affection of his neighbors to the emulation of all. Be it further

*Resolved*, That these resolutions be spread at length upon the Journal of this House and an enrolled copy be furnished the family of the deceased.

J. T. P. POWER.

J. H. FUNK.

T. J. SULLIVAN.

JONAS P. JOHNSON.

H. J. NIETERT.

*Committee.*

WHEREAS, It has pleased our heavenly Father to call from this world of sorrow Hon. C. L. McGonigle, a member of the Twenty-fifth General Assembly, who died at his home in Monona, Clayton county, Iowa, February 12, 1895; and

WHEREAS, His character, his kindly, modest, and retiring disposition, his generous qualities of heart and mind, and his valuable services as a member of said body are worthy of recognition; therefore be it

*Resolved*, That we express to his family our most sincere and heartfelt sympathy in their loss of a true and devoted husband and affectionate parent.

*Resolved*, That these resolutions be entered on the Journal of the House and the Clerk of the House be instructed to send an enrolled copy to Mrs. C. L. McGonigle, widow, and to the children of the late Representative.

J. T. P. POWER,

J. H. FUNK,

T. J. SULLIVAN,

JONAS P. JOHNSON,

H. J. NIETERT,

*Committee.*

WHEREAS, It has pleased our all wise but just Providence to remove from our midst by death Hon. A. St. Clair Smith, of Linn county, a member of this House in the Twenty-fifth General Assembly, and call him to a higher and nobler life; therefore, be it

*Resolved*, That in the death of A. St. Clair Smith, the members of this House feel that they have lost the wise counsel, genial companionship and courteous treatment of a patriot and able legislator, and a gentleman.

*Resolved*, That in his death the people of this state have lost a brave soldier, an able lawyer and a wise and conservative legislator.

*Resolved*, That we hereby express our appreciation of his valuable and honorable public services, and one with whom it was ever pleasant and agreeable to meet, who was ever ready to discharge the duties entrusted to his care in a manner becoming the highest character of a pure and noble life, even sacrificing his own health and comfort for the best interests of others, unselfish to a fault, thereby exemplifying an instance of a moral and upright life before God and man.

*Resolved*, That we deeply sympathize with his afflicted family and herewith tender to them our sincere condolence.

*Resolved*, That these resolutions be spread upon the Journal of this House, and that the Chief Clerk be instructed to send a copy of the same to the afflicted widow and family.

J. T. P. POWER,  
J. H. FUNK,  
T. J. SULLIVAN,  
JONAS P. JOHNSON,  
H. J. NIETERT.

*Committee.*

Mr. Hinkhouse called up Senate file No. 6, a bill for an act tendering to the United States jurisdiction over certain Indians residing in Iowa and over their lands and the privilege of purchasing lands in Tama county for an Indian school, which was read first and second times and on motion of Mr. Merrell was referred to Committee on Judiciary.

The committee on dividing and distributing Code was granted leave to sit during the regular session of the House.

The Speaker announced as the committee to arrange and group the standing committees of the House:

Messrs. Manahan, Dowell and Early.

Mr. Weaver was called to the Chair at 2:40 P. M.

Mr. Voelker was excused until Thursday.

Mr. Scott was excused indefinitely.

The House adjourned till 10 A. M. to-morrow, on motion of Mr. McQuin.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, January 21, 1896. }

The House was called to order at 10 A. M., with Speaker Byers in the Chair.

The session was opened with prayer by the Rev. Auracher, of Des Moines.

A communication from Herbert Osborne, Secretary of the Iowa Academy of Sciences, commending the efforts towards providing a state building for the preservation of material having historical and scientific value, was received and read.

#### PETITIONS AND MEMORIALS.

Mr. Edwards presented petition of citizens of Audubon in reference to the age of consent.

Referred to Committee on Judiciary.

Mr. Ray presented petition of citizens of Poweshiek county on the same subject.

Referred to Committee on Judiciary.

Mr. Hunt presented petition of citizens of Des Moines county on the same subject.

Referred to Committee on Judiciary.

Mr. Reed presented petition of citizens of Story county on the same subject.

Referred to Committee on Judiciary.

Mr. Miller of Warren presented petition of citizens of Warren county on the same subject.

Referred to Committee on Judiciary.

Mr. Whittier presented petition of citizens of Battle Creek, Iowa, on the same subject.

Referred to Committee on Judiciary.

Mr. McDowell presented petition of citizens of Iowa county relative to jury service.

Referred to Committee on Judiciary.

Mr. Doubleday presented petition of citizens of Polk county relative to raising age of consent.

Referred to Committee on Judiciary.

#### INTRODUCTION OF BILLS.

By unanimous consent the following bills were introduced:

By Mr. Allen, House file No. 2, a bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the State and the legislative department.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Funk, House file No. 3, a bill for an act to revise, amend and codify the statutes in relation to the executive department.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Temple, House file No. 4, a bill for an act to revise, amend and codify the statutes in relation to the judicial department.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Cornwall, House file No. 5, a bill for an act to revise, amend and codify the statutes in relation to county and township government.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Brighton, House file No. 6, a bill for an act to revise, amend and codify the statutes in relation to city and town government.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Allen, House file No. 7, a bill for an act to revise, amend and codify the statutes in relation to elections and offices.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Funk, House file No. 8, a bill for an act to revise, amend and codify the statutes in relation to the revenue.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Temple, House file No. 9, a bill for an act to revise, amend and codify the statutes in relation to roads, bridges and fences.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Cornwall, House file No. 10, a bill for an act to revise, amend and codify the statutes in relation to corporations.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Brighton, House file No. 11, a bill for an act to revise, amend and codify the statutes in relation to internal improvements.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Allen, House file No. 12, a bill for an act to revise, amend and codify the statutes in relation to the militia.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Funk, House file No. 13, a bill for an act to revise, amend and codify the statutes relative to the police of the state.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Temple, House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Cornwall, House file No. 15, a bill for an act to revise, amend and codify the statutes in relation to the right of property.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Brighton, House file No. 16, a bill for an act to revise, amend and codify the statutes in relation to trade and commerce.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Allen, House file No. 17, a bill for an act to revise, amend and codify the statutes in relation to the domestic relations.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Funk, House file No. 18, a bill for an act to revise, amend and codify the statutes in relation to estates of decedents.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Temple, House File No. 19, a bill for an act to revise, amend and codify the statutes in relation to procedure in courts of original jurisdiction.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Cornwall, House file No. 20, a bill for an act to revise, amend and codify the statutes in relation to attachments, garnishments, executions, and supplementary proceedings.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Brighton, House file No. 21, a bill for an act to revise, amend and codify the statutes in relation to procedure, to reverse, vacate or modify judgments.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Allen, House file No. 22, a bill for an act to revise, amend, and codify the statutes in relation to procedure in particular cases.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Funk, House file No. 23, a bill for an act to revise, amend and codify the statutes in relation to justices of the peace and their courts.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Temple, House file No. 24, a bill for an act to revise, amend and codify the statutes in relation to evidence.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Cornwall, House file No. 25, a bill for an act to revise, amend and codify the statutes in relation to crime and punishments.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Brighton, House file No. 26, a bill for an act to revise, amend and codify the statutes in relation to criminal procedure.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Allen, House file No. 27, a bill for an act to revise, amend and codify the statutes in relation to the discipline and government of jails and penitentiaries.

Read first and second times and referred to Committee on Distribution of Code Revision.

By Mr. Gurley, House file No. 28, a bill for an act appropriating money to pay A. G. West for three days' service as Mail Carrier after the adjournment of the Twenty-fifth General Assembly.

Read first and second times.

Mr. Gurley moved that the rules be suspended and the bill be considered engrossed, read a third time and put upon its passage.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Dowell, Early, Edwards, Manahan, Martin, Scott, Voelker, Wood—10.

So the bill passed and the title was agreed to.

By Mr. Bell, House file No. 29, a bill for an act to provide for suitably marking of lines and positions held by Iowa regiments during the battle of Shiloh, and for the erection of a monument, etc., on the Shiloh battlefield, National Park, commemorating their gallantry and the memory of those who fell.

Read first and second times and referred to Committee on Military.



## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following concurrent resolution, in which the concurrence of the Senate was asked:

Relative to the printing and distribution of 5,000 copies of Governor Drake's Inaugural address.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the Senate was asked, concerning Mail Carrier A. G. West:

*Resolved*, That A. G. West, Mail Carrier of the Twenty-fifth General Assembly, receive pay for three days work after adjournment.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the Senate was asked, as to committees and Semi-Centennial celebration:

*Resolved*, That a committee of three from the Senate and five from the House of Representatives shall be appointed who shall consider and report a plan for the celebration of the Semi-Centennial of Iowa, and the erection of a memorial, historical and art building.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in the following concurrent resolution, in which the concurrence of the House was asked, as to time of adjournment.

In reference to adjournment, strike out the words "Thursday, January 23," and insert the words "Tuesday evening, January 21."

Amended by changing "Tuesday, January 21," to "Wednesday, January 22."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, No. 5, for stationery for reporters in which the concurrence of the House is asked:

*Be it Resolved*, by the General Assembly of the State of Iowa, That all reporters for newspapers, to whom seats have been assigned in the Senate and House, shall be entitled to draw stationery supplies to the amount

of one dollar per week during the session upon the order of the Secretary of the Senate, and upon the order of the Chief Clerk of the House, for those occupying seats in the House.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, No. 6, in reference to step ladders, in which the concurrence of the House is asked:

*Resolved, by the General Assembly of the State of Iowa, That the Custodian of the Capitol be and is hereby directed to purchase for the use of the Bill Clerks of the Senate and House two suitable step ladders and two tables, and for use in committee rooms twelve (12) small tables.*

W. E. BULLARD,  
*Secretary.*

Mr. Brinton called up the Senate amendment in reference to time of adjournment and moved that the House concur.

Carried.

Mr. Allen submitted the following report of the Committee on Code Distribution and moved its adoption:

MR. SPEAKER—Your committee to sub-divide, arrange and assign by titles or chapters the report of the Code Commission to the first, second, third, fourth and fifth divisions respectively of the Code Revision Committee, beg leave to report that they have given to the subject due and careful consideration and that they have made the following arrangement and assignment of the several parts of the report of said Code Commission after having first fully weighed the relative importance of all the subjects embraced in such report, with the view of making the work of such divisions of the Code Revision Committee as nearly equal in character and importance as possible, to-wit:

*First Division*—House files Nos. 2, 3, 4, 10, 17, 18 and 27.

*Second Division*—House files Nos. 5, 11, 12 and 19.

*Third Division*—House files Nos. 6, 13, 20, 21 and 22.

*Fourth Division*—House files Nos. 7, 14, 23, 24 and 25.

*Fifth Division*—House files Nos. 8, 9, 15, 16 and 26.

W. S. ALLEN.

J. H. FUNK.

W. W. CORNWALL.

M. L. TEMPLE.

H. H. BRIGHTON.

*Committee.*

The report was adopted.

Mr. Cornwall moved that this report be ordered printed for the use of the members.

Carried.

Mr. Martin of Adair was excused until tomorrow morning.

Mr. Temple moved that House files Nos. 2 to 27 inclusive be ordered not printed.

Carried.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 44, a bill for an act granting consent to the purchase by the United States of certain lands and jurisdiction over the same.

W. E. BULLARD,  
Secretary.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution referring to Joint Convention, in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring,* That a Joint Convention be held in the Hall of the House on Wednesday, the 22nd inst, at 12 o'clock noon, as required by law.

W. E. BULLARD,  
Secretary.

Mr. Merriam called up Senate file No. 44, and it was read the first and second times.

Mr. Merriam moved that the rules be suspended and the bill be considered engrossed, read a third time, and put on its passage.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Grote, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Dowell, Early, Funk, Garner, Gurley, Hazen, McArthur, Manahan, Martin, Morrison of Keokuk, Scott, Voelker—14.

So the bill passed and the title was agreed to.

Mr. Funk called up Senate file No. 6 and moved the rules be suspended, the bill be considered engrossed, read a third time, and put on its passage.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Dowell, Early, Garner, Manahan, Morrison of Keokuk, Scott, Voelker—9.

So the bill passed and the title was agreed to.

Mr. Nietert offered the following resolution and moved its adoption:

#### CONCURRENT RESOLUTION.

*Resolved, by this House, the Senate concurring,* That the Postmistress and Assistant Postmistress in the Capitol keep the said postoffice open on Sundays between the hours of 2 o'clock P. M. until 4 o'clock P. M. of said day, for the convenience of the members and employes of the Twenty-sixth General Assembly.

Adopted.

Mr. Lauder called up Senate resolution in reference to Joint Convention and moved the House concur.

Carried.

Mr. Allen called up Senate joint resolution No. 5, relative to supplies for reporters, and moved it be adopted.

Carried.

Mr. Garner offered the following resolution and moved its adoption:

CONCURRENT RESOLUTION.

*Resolved, by the House, the Senate concurring, That the Secretary of State is hereby authorized to distribute the reports of the State Mine Inspector now allotted to the members of the General Assembly, among the Senators and Representatives in proportion to the number of mines in their respective districts; provided, however, that each member of the General Assembly shall receive at least one copy of said report.*

Adopted.

Mr. Johnston of Franklin offered the following resolution and moved its adoption:

*Resolved, That since through a clerical error in the report of the Committee on Mileage, reported in the Journal of January 16th, J. T. P. Power was allowed 426 miles when the same should have been 324 miles, and Chris. Marti was allowed 358 miles when same should have been 380 miles, said Journal be corrected, allowing J. T. P. Power 324 miles and \$16.20, and Chris Marti 380 miles and \$19.00, instead of the amounts so reported.*

Adopted.

Mr. Funk moved that the House now proceed to the election of a United States Senator.

Carried.

Mr. Funk placed in nomination on behalf of the Republicans, the name of Senator William B. Allison.

Mr. Merrell placed in nomination on behalf of the Democrats, the name of Hon. Washington I. Babb.

The roll was then called and resulted as follows:

Those voting for William B. Allison were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Double-day, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, McNulty, McQuin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee,

Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—75.

Those voting for Washington I. Babb were:

Messrs. Baker, Byington, Frazee, Hazen, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lowry, McDowell, Manahan, Marti, Merrell, Nolan, Power, Sullivan, Wheeler, Wilson—19.

Those voting for Frank Q. Stuart were:

Mr. Porter—1.

Absent or not voting:

Messrs. Brady, Chapman, Martin, Scott, Voelker—5.

Mr. Allison, having received a constitutional majority, was declared elected by the House as United States Senator for the term commencing March 4, 1897.

The Journal of yesterday was corrected and approved.

Mr. Doubleday moved to re-consider the vote by which Senate file No. 44 was declared passed by the House.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Dowell, Early, Garner, Grote, Haugen, McArthur, Manahan, Martin, Merrell, Porter, Scott, Voelker, Wells—15.

So the bill passed and the title was agreed to.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 4, a bill for an act for the better protection of fish.

W. E. BULLARD,

*Secretary.*

Mr. McDowell was excused until January 29th, on account of sickness.

Mr. Manahan offered the following report in behalf of the committee on grouping and arranging standing committees and moved the report be adopted.

MR. SPEAKER—Your Committee on Arrangement of Committees, beg leave to submit the following report:

That the standing committees be grouped and assigned clerks as follows:

*Judiciary*—A clerk.

*Appropriations*—A clerk.

*Ways and Means*—A clerk.

*Railroads and Commerce*—A clerk.

*Insurance*—A clerk.

*Municipal Corporation*—A clerk.

*Banks and Banking*—A clerk.

*Schools and Text Books*—A clerk.

*Private Corporations*—A clerk.

*Suppression of Intemperance*—A clerk.

*Agriculture*—A clerk.

*Telegraph, Telephones and Express*—A clerk.

*Roads and Highways*—A clerk.

*Printing*—A clerk.

*Public Lands and Buildings*—A clerk.

*Mines and Mining*—A clerk, who shall also act as clerk for Woman Suffrage.

*Police Regulations*—A clerk, who shall also act as clerk on Engrossed Bills.

*Soldiers' and Orphans' Home*—A clerk, who shall also act as clerk for Elections.

*Animal Industry*—A clerk, who shall also act as clerk for Representative Districts.

*Pardons*—A clerk, who shall also serve as clerk for Pharmacy.

*College for Blind*—A clerk, who shall also serve as clerk for Institution for Deaf and Dumb and for Institution for Feeble Minded.

*Domestic Manufactures*—A clerk, who shall also serve as clerk for Agricultural College and Industrial Schools.

*Claims*—A clerk, who shall also serve as a clerk for Hospital for Insane.

*Compensation of Public Officers*—A clerk, who shall also act as clerk for Judicial Districts and Board of Public Charities.

*County and Township Organization*—A clerk, who shall also serve as clerk for the State University and Enrolled Bills.

*Public Health*—A clerk, who shall also serve as clerk for Military and Public Libraries.

*Federal Relations*—A clerk, who shall also serve as clerk for Retrenchment and Reform and Normal Schools.

*Penitentiaries*—A clerk, who shall also serve as clerk for Labor and Constitutional Amendments.

*Fish and Game*—A clerk, who shall also serve as clerk for Horticulture and Senatorial Districts.

*Building and Loan Associations*—A clerk, who shall also serve as clerk for Rules and Congressional Districts.

And we further recommend that each of the special Code committees shall have a clerk.

It is recommended that the Chairman of each committee to which a clerk is assigned select his clerk, and where grouped with other committees, the clerk shall attend each of the committees in said group as a clerk; and it is further recommended that no clerk be allowed extra pay by reason of performing duties of clerk for more than one committee.

F. B. MANAHAN.

CHAS. L. EARLY.

C. C. DOWELL.

Adopted.

Mr. Thompson was excused until next week.

Mr. Miller of Buena Vista was excused until next week.

On motion of Mr. Lauder, the House adjourned till 10 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, Iowa, Wednesday, January 22, 1886. }

The House was called to order at 10 A. M., Speaker Byers in the Chair.

The opening prayer was offered by Rev. J. L. Blanchard, of Oakland, Iowa.

The Speaker announced a change in the committee to visit the Hospital for the Insane, at Mt. Pleasant, the name of Mr Wells being substituted for that of Mr. Wood.

Also Mr. St. John substituted for Mr. Griswold on committee to visit Hospital for Insane at Clarinda.

Also Mr. Cornwall substituted for Mr. Brinton on committee to visit penitentiary at Fort Madison, Lee county.

Mr. Morrison of Keokuk was called to the Chair.

The Journal of yesterday was next corrected and approved.

#### PETITIONS AND MEMORIALS.

Mr. Frink presented petition of citizens of Page county relative to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Jackson presented petition of citizens of Tama county relative to the same subject.

Referred to Committee on Judiciary.

Messrs. Martin and Bell presented petitions of citizens of their respective counties on the same subject.

Referred to Committee on Judiciary.

Mr. McDonald presented petition of citizens of Guthrie county relative to keeping apart juvenile and adult criminals.

Referred to Committee on Judiciary.

Mr. Bell presented petition and remonstrance of citizens of Washington county favoring resubmission and against a manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Bell presented petition of citizens of Kalona, Washington county, relative to serving as jurors.

Referred to Committee on Judiciary.

Mr. Dowell offered the following resolution and moved its adoption:

*Resolved*, That the Sergeant-at-Arms be authorized to appoint a janitor of the toilet room of the House.

Mr. Tibbitts moved that the resolution lie on the table.

Carried.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring*, That any Code or revision of the laws of the State prepared under the authority of the General Assembly shall be properly and carefully annotated, and show in connection with each section the decisions of the Supreme Court relative thereto.

*Resolved*, That the Code Revision Committee of the House and of the Senate be authorized to consider and report upon a suitable and proper plan for the annotation of said Code.

W. E. BULLARD,  
Secretary.

Speaker Byers took the Chair.

Mr. Crow moved that the resolution introduced by Mr. Ray in reference to the appointment of Charles Harris as an additional cloak room janitor, which had been tabled, be now taken from the table.

Carried.

Mr. Crow moved the adoption of Mr. Ray's resolution.

Carried.

Messrs. Merrell and Loomis were excused till January 28th.

On motion of Mr. Funk, the House took a recess until 11:45.

The House re-assembled at 11:45 on call of the Speaker.

Mr. Hinman moved that a committee of three be appointed to notify the Senate that the House is in readiness for the Joint Convention.

Carried.

The Speaker appointed as such committee the following gentlemen:

Messrs. Hinman, McDonald and Perrott.

The committee reported duty duly performed and was discharged.

The Sergeant-at-Arms announced the arrival of the honorable body of the Senate.

JOINT CONVENTION.

The Joint Convention was called to order by Lieutenant-Governor Matt Parrott, President of the Senate, at 12 M. according to law.

The roll was then called, resulting as follows:

Those present were:

Messrs. Alexander, Allen of Van Buren, Allyn of Ringgold, Bailey, Baker, Bell of Jefferson, Bell of Washington, Berry, Bird, Blanchard, Bonson, Bowen, Brighton, Brinton, Byers of Lucas, Byers of Shelby, Byington, Carney, Carroll, Cheshire, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Downey, Druet, Eaton, Edwards, Ellis, Ellison, Ericson, Evans, Everall, Finch, Frazee, Frink, Funk of Hardin, Garner, Gilbertson, Good, Gorrell, Griswold, Grote, Gurley, Harper, Hariman, Haugen, Hauger, Hazen, Healey, Hendershot, Henderson, Hinkhouse, Hinman, Hipwell, Hobart, Hospers, Hunt, Huntley, Hurst, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Junkin, Kilburn, Klemme, Ladd, Lambert, Lauder, Lavender, Lehfeldt, Loomis, Lothrop, Lowry, McAchran, McArthur, McClelland, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mitchell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Palmer, Penrose, Perrin, Perrott, Phelps, Porter, Power, Prentis, Pusey, Putnam, Ranck, Ray, Reed, Riggen, Rowen, Sargent, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Waterman, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Young—131.

Those absent were:

Messrs. Brady, Carpenter, Chapman, Cook, Craig, Early, Funk of Dickinson, Garst, Hotchkiss, McDowell, Merrell, Miller of Buena Vista, Parker, Potter, Scott, Thompson, Trewin, Upton, Voelker—19.

The Secretary of the Senate then proceeded to read that part of the Journal of the Senate for Tuesday, January 21, 1896, that referred to the vote for United States Senator. The Chief Clerk of the House then read that part of the House Journal for Tuesday, January 21, 1896, that referred to the same vote.

From the reading of the Journals it appeared that upon Tuesday, January 21, 1896, the Senate and the House of Representatives ballotted separately for United States Senator, with the following result:

## IN THE SENATE.

William B. Allison received.....	43
Washington I. Babb received.....	6
Absent or not voting.....	1

## IN THE HOUSE.

William B. Allison received.....	75
Washington I. Babb received.....	19
Frank Q. Stuart received.....	1
Absent or not voting.....	5

William B. Allison was then declared duly elected by the Twenty-sixth General Assembly of the State of Iowa as United States Senator for the term of six years, beginning March 4, 1897.

The following certificate of election was then signed and read in the presence of the Joint Convention:

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES, }  
January 22, 1896.

This is to certify that at a meeting of the two Houses of the General Assembly of the State of Iowa, in Joint Assembly, held on Wednesday, the 22nd day of January, 1896, at noon, a majority of all the members being present, it was found upon examination of the Journals of both Houses that upon the day before, the same being the second Tuesday after the meeting and permanent organization of the General Assembly, each House had by roll call of the members present named William B. Allison, of Dubuque county, for Senator in Congress for the State of Iowa for the term commencing on the 4th day of March, 1897, and that the same person, to-wit, William B. Allison, had received a majority of all the votes cast in each House, whereupon said Joint Assembly formally declared said William B. Allison, of Dubuque county, duly elected Senator to represent the State of Iowa in the Congress of the United States for the term of six years, beginning on the 4th day of March, 1897.

(Signed.)

MATT PARROTT,  
*President of the Senate and Joint Convention.*

W. E. BULLARD,  
*Secretary of the Senate.*

H. W. BYERS,  
*Speaker of the House.*

JAMES D. ROWEN,  
*Clerk of House of Representatives and Joint Convention.*

The Journal of the Joint Convention was then read and approved.

On motion of Senator Ellis the Joint Convention was dissolved.

The House re-assembled after the adjournment of the Joint Convention.

Mr. Merriam offered the following resolution and moved its adoption:

*Resolved*, That there be appointed by the Speaker a committee of three to arrange a schedule of time of meetings of committees and to assign committee rooms for the same.

Adopted.

The Speaker appointed as such committee:

Messrs. Merriam, Martin and Power.

Mr. Dowell was called to the Chair at 12:30.

Mr. Hinman introduced the following resolution and moved its adoption:

*Resolved*, That when this House adjourn, it adjourn until next Tuesday, January 28th, at 10 o'clock A. M.

Mr. Morrison moved to amend by striking out the words "at 10 o'clock" and substituting therefor the words "at 2 P. M."

Carried.

The resolution, as amended, was then adopted.

The speaker resumed the Chair at 12:55, and announced the standing committees as follows:

#### WAYS AND MEANS.

Representative Funk of Hardin.  
Representative Allen of Van Buren.  
Representative Brighton of Jeff'son.  
Representative Brinton of Hamil'n.  
Representative Chapman of Wood'y.  
Representative Crow of Wapello.  
Representative Gurley of Decatur.  
Representative Haugen of Worth.  
Representative Hinman of Wright.  
Representative Spaulding of Floyd.

Representative Morrison of Keokuk.  
Representative Frink of Page.  
Representative Grote of Crawford.  
Representative McDonald of Guth'e.  
Representative Johnston of Frank'n.  
Representative Potter of Pottawat'e.  
Representative Edwards of Audub'n.  
Representative Bell of Washington.  
Representative Marti of Scott.  
Representative Voelker of Dubuque.

#### JUDICIARY.

Representative Cornwall of Clay.  
Representative Allen of Van Buren.  
Representative Dowell of Polk.  
Representative Weaver of Louisa.  
Representative Finch of Humboldt.  
Representative Temple of Clark.  
Representative Brighton of Jeff's'n.  
Representative Evans of Wayne.  
Representative Johnston of Frank'n.

Representative Lavender of Calh'n.  
Representative McArthur of D. M.  
Representative McNulty of Wood'y.  
Representative Mayne of Kossuth.  
Representative Powers of Lee.  
Representative Merrell of Clinton.  
Representative Byington of Johns'n.  
Representative Porter of Appan'se.

## APPROPRIATIONS.

Representative Wood of Madison.  
 Representative Nietert of Linn.  
 Representative St John of Mitchell.  
 Representative Allen of Van Buren.  
 Representative Dowell of Polk.  
 Representative Smith of Greene.  
 Representative Watters of Musc't'n.  
 Representative Early of Sac.  
 Representative Martin of Adair.  
 Representative Ray of Poweshiek.  
 Representative Weaver of Louisa.  
 Representative Griswold of Buch'n.

Representative Whelan of Emmet.  
 Representative Temple of Clark.  
 Representative Gurley of Decatur.  
 Representative Lauder of Union.  
 Representative Spaulding of Floyd.  
 Representative Merriam of Delaw'e.  
 Representative Van Houten of Ta'l'r  
 Representative Lambert of Jacks'n  
 Representative Williams of Frem't.  
 Representative Thompson of Fay'te  
 Representative Morrison of Grundy.

## RAILROADS AND COMMERCE.

Representative Lauder of Union.  
 Representative Whelan of Emmet.  
 Representative Griswold of Buch'n.  
 Representative Early of Sac.  
 Representative Hendershot of Mar-  
 lion.  
 Representative Perrott of Dallas.  
 Representative Klemme of Win'h'k.  
 Representative Brinton of Hamilton

Representative Nietert of Linn.  
 Representative Brady of O'Brien.  
 Representative St. John of Mitchell  
 Representative Davis of Cass.  
 Representative Marti of Scott.  
 Representative Voelker of Dubuque  
 Representative Jay of Carroll.  
 Representative Prentiss of Ringgold.  
 Representative Ladd of Butler.

## INSURANCE.

Representative Early of Sac.  
 Representative Bird of Cerro Gordo  
 Representative Good of Boone  
 Representative Allen of Van Buren.  
 Representative Watters of Muscat'n  
 Representative Thompson of Fay'te  
 Representative McClelland of Linn.  
 Representative Putnam of Pottaw'tt

Representative Gurley of Decatur.  
 Representative Lauder of Union.  
 Representative Nietert of Linn.  
 Representative Frazee of Chickasaw  
 Representative Manahan of Plym'th  
 Representative Ladd of Butler.  
 Representative McQuin of Benton.  
 Representative Funk of Hardin.

## MUNICIPAL CORPORATIONS.

Representative Dowell of Polk.  
 Representative Weaver of Louisa  
 Representative Klemme of Win'e'k.  
 Representative Mullin of Henry.  
 Representative Haugen of Worth.  
 Representative Gurley of Decatur.  
 Representative McNulty of Wood'y.  
 Representative McArthur of D. M.

Representative Potter of Pottawatt.  
 Representative Whittier of Monona.  
 Representative Baker of Scott.  
 Representative Manahan of Plym'h.  
 Representative Wheeler of Harris'n  
 Representative Garner of Mahaska.  
 Representative Wells of Jasper.  
 Representative Cornwall of Clay.

## BANKS AND BANKING.

Representative Nietert of Linn.  
 Representative Martin of Adair.  
 Representative Morrison of Grundy.  
 Representative Finch of Humboldt.  
 Representative Miller of Buena V.  
 Representative Good of Boone.  
 Representative Griswold of Bucha'n  
 Representative Huntley of Lucas.

Representative St. John of Mitchell  
 Representative Brinton of Hamilton  
 Representative Wood of Madison.  
 Representative Hinkhouse of Cedar  
 Representative Hunt of Des Moines  
 Representative Jackson of Tama.  
 Representative Loomis of Jones.  
 Representative Potter of Pottawatt.

## AGRICULTURE.

Representative St. John of Mitchell  
 Representative Bowen of Allamakee  
 Representative Hauger of Black H.  
 Representative Klemme of Win'e'k.  
 Representative Ladd of Butler.  
 Representative Loomis of Jones.  
 Representative Reed of Storey.  
 Representative Spaulding of Floyd.

Representative Bailey of Sioux.  
 Representative McDonald of Guth'e  
 Representative Wells of Jasper.  
 Representative McDowell of Iowa.  
 Representative Sullivan of Clayton.  
 Representative Noland of Dubuque.  
 Representative Parker of Mills.

## PRIVATE CORPORATIONS.

Representative Haugen of Worth.	Representative Jackson of Tama.
Representative Mayne of Kossuth.	Representative Baker of Scott.
Representative Grote of Crawford.	Representative Marti of Scott.
Representative Johnston of Frank'n.	Representative Voelker of Dubuque.
Representative Lavender of Calh'n.	Representative Merrell of Clinton.
Representative Garner of Mahaska.	Representative Mullin of Henry
Representative Finch of Humboldt.	

## SUPPRESSION OF INTemperance.

Representative Chapman of W'db'y	Representative Hauger of Bl'k H'k.
Representative Funk of Hardin.	Representative McArthur of Des M.
Representative Nietert of Linn.	Representative Putnam of Pott'wat.
Representative Haugen of Worth.	Representative Reed of Story.
Representative Hinman of Wright.	Representative Wheeler of Harris'n.
Representative Martin of Adair.	Representative Baker of Scott.
Representative Lauder of Union.	Representative Voelker of Dubuque.
Representative Morrison of Keokuk.	Representative Prentis of Ringgold.
Representative Whittier of Mon'na.	Representative Morrison of Grundy.
Representative Grote of Crawford.	

## MINES AND MINING.

Representative Griswold of Buch'n.	Representative Nietert of Linn.
Representative Good of Boone.	Representative Chapman of Woodb.
Representative Davis of Cass.	Representative Prentis of Ringgold.
Representative Early of Sac.	Representative Frazee of Chick's'w.
Representative Gurley of Decatur.	Representative Lowry of Howard.
Representative McArthur of Des M.	Representative McQuin of Benton.
Representative Merriam, Delaware.	

## CLAIMS.

Representative Gurley of Decatur.	Representative Scott of Monroe.
Representative Allen of Van Buren.	Representative Temple of Clarke.
Representative Bowen of Allamak.	Representative Whittier of Monona.
Representative Chapman of Woodb.	Representative Doubleday of Polk.
Representative McAchran of Davis.	Representative Wilson of Clinton.
Representative Prentis of Ringgold.	Representative Lowry of Howard

## BUILDING AND LOAN.

Representative Martin of Adair.	Representative Grote of Crawford.
Representative Nietert of Linn.	Representative Johnston of Frank'n
Representative Mayne of Kossuth.	Representative Smith of Greene
Representative Evans of Wayne.	Representative Bell of Washington.
Representative Finch of Humboldt.	Representative Early of Sac.
Representative Funk of Hardin.	Representative Ray of Poweshiek.
Representative Lavender of Calh'n.	Representative Jackson of Tama.
Representative Loomis of Jones.	Representative Voelker of Dubuque.
Representative Morrison of Grundy.	Representative Wheeler of Harri'n.

## COMPENSATION OF PUBLIC OFFICERS.

Representative Merriam of Delaw'r.	Representative Thompson of Fayette
Representative Bowen of Allam'kee.	Representative Frink of Page.
Representative Brady of O'Brien.	Representative Manahan of Plym'h.
Representative Brighton of Jeffer'n.	Representative Wilson of Clinton.
Representative Clark of Adams.	Representative Hazen of Lee.
Representative Miller of Warren.	Representative Porter of Appan'se.

## TELEGRAPH, TELEPHONE AND EXPRESS.

Representative Potter of Pot'aw't'e	Representative Nietert of Linn.
Representative Bailey of Sioux.	Representative Grote of Crawford.
Representative Bell of Washington.	Representative Haugen of Worth.
Representative Early of Sac.	Representative Marti of Scott.
Representative M'Nulty of W'db'ry.	Representative Voelker of Dubuq'e.
Representative Morrison of Keok'k.	Representative Merriam of Delaw'r

## SCHOOL AND TEXT BOOKS.

Representative Reed of Story.  
 Representative Lavender of Calh'n.  
 Representative Ray of Poweshiek  
 Representative Hauger of Bl'k Ha'k.  
 Representative Wood of Madison.  
 Representative McClelland of Linn.  
 Representative Perrott of Dallas.

Representative Garner of Mahaska.  
 Representative Classen of Marshall.  
 Representative St. John of Mitchell.  
 Representative Whittier of Monona.  
 Representative Jackson of Tama.  
 Representative Porter of Appan'ose.  
 Representative Spaulding of Floyd.

## ROADS AND HIGHWAYS.

Representative Watters of Mus'tine.  
 Representative Bailey of Sioux.  
 Representative Cook of Montgo'ery.  
 Representative Doubleday of Polk.  
 Representative Edwards of Audu'n.  
 Representative Hinman of Wright.  
 Representative Thompson of Fay'tte.  
 Representative Tibbitts of Bremer.

Representative Van Houten of Tay.  
 Representative Wheeler of Harri'n.  
 Representative Wilson of Clinton.  
 Representative McDowell of Iowa.  
 Representative Lowry of Howard.  
 Representative Mullin of Henry.  
 Representative Wells of Jasper.

## PRINTING.

Representative Smith of Greene.  
 Representative Garner of Mahaska.  
 Representative Klemme of Win'e'k.  
 Representative Allen of Van Buren.  
 Representative McClelland of Linn.  
 Representative Merriam of Dela're.

Representative Wood of Madison.  
 Representative McQuinn of Benton.  
 Representative Sullivan of Clayton.  
 Representative Hinkhouse of Cedar.  
 Representative Lambert of Jackson.  
 Representative Manahan of Plym'th.

## ANIMAL INDUSTRY.

Representative McDonald of Guth'e.  
 Representative Hinman of Wright.  
 Representative Brinton of Hamilton.  
 Representative Funk of Hardin.  
 Representative Johnson of Webster.  
 Representative Ladd of Butler.  
 Representative Williams of Frem't.

Representative Miller of Warren.  
 Representative Wells of Jasper.  
 Representative Parker of Mills.  
 Representative Crow of Wapello.  
 Representative Nolan of Dubuque.  
 Representative Wilson of Clinton.

## FEDERAL RELATIONS.

Representative Morrison of Keokuk.  
 Representative Bird of Cerro Gordo.  
 Representative Brinton of Hamilt'n.  
 Representative Hendershot of Mar'n  
 Representative Huntley of Lucas.  
 Representative Johnston of Frank'n.

Representative Smith of Greene.  
 Representative Weaver of Louisa.  
 Representative Byington of Johns'n  
 Representative Lowry of Howard.  
 Representative Power of Lee.  
 Representative Allen of Van Buren.

## DOMESTIC MANUFACTURES.

Representative Morrison of Grundy.  
 Representative Morrison of Keokuk.  
 Representative Martin of Adair.  
 Representative McDonald of G'thrie.  
 Representative McClelland of Linn.  
 Representative Brinton of Hamilt.

Representative Chapman of Woodb'y  
 Representative Reed of Story.  
 Representative Williams of Frem't.  
 Representative Byington of Johns'n  
 Representative Hazen of Lee.

## SOLDIERS' AND ORPHANS' HOME.

Representative Crow of Wappelo.  
 Representative Smith of Green.  
 Representative Watters of Mus'tine  
 Representative St John of Mitchell.  
 Representative Prentiss of Ringgold.  
 Representative Mullin of Henry.

Representative Ladd of Butler.  
 Representative McQuinn of Benton.  
 Representative Scott of Monroe.  
 Representative Van Houten of T'lor.  
 Representative Marti of Scott.



## COLLEGE FOR THE BLIND.

Representative Doubleday of Polk.  
 Representative Loomis of Jones.  
 Representative Hauger of B. Hawk.  
 Representative Reed of Story.  
 Representative Hendershot of Mar'n  
 Representative McQuin of Benton.

Representative Miller of Bue'a V'ta.  
 Representative Miller of Cherokee.  
 Representative Porter of Appan'se.  
 Representative Jackson of Tama.  
 Representative Lambert of Jackson.

## COUNTY AND TOWNSHIP ORGANIZATION.

Representative Classen of Marshall.  
 Representative Weaver of Louisa.  
 Representative Wells of Jasper.  
 Representative Frink of Page.  
 Representative Mullin of Henry.  
 Representative McQuin of Benton.

Representative Bowen of Allam'kee.  
 Representative Cook of Montg'mery.  
 Representative Frazee of Chick'saw.  
 Representative Baker of Scott  
 Representative Porter of Appano'se.  
 Representative Doubleday of Polk.

## PENITENTIARIES.

Representative McAchran of Davis  
 Representative Gurley of Decatur.  
 Representative Hauger of Blackh'k.  
 Representative Hendershot of M'r'n.  
 Representative Ray of Poweshiek.  
 Representative Miller of Warren.

Representative Brinton of Hamilt'n.  
 Representative Miller of Cherokee.  
 Representative Miller of B'na Vista  
 Representative Mullin of Henry.  
 Representative Hunt of Des Moines.

## PUBLIC LANDS AND BUILDINGS.

Representative Merrell of Clinton.  
 Representative Frink of Page  
 Representative Garner of Mahaska.  
 Representative Johnson of Webster.  
 Representative Ladd of Butler.  
 Representative Morrison of Grundy.

Representative Miller of B'na Vista.  
 Representative Miller of Warren.  
 Representative Frazee of Chickas'w.  
 Representative Marti of Scott.  
 Representative Manahan of Plym'h.

## POLICE REGULATIONS.

Representative McNulty of Wood'y.  
 Representative Johnson of Webster.  
 Representative Potter of Pottawatt.  
 Representative Parrott of Dallas.  
 Representative Classen of Marshall.

Representative Cook of Montgomery  
 Representative Volker of Dubuque.  
 Representative Manahan of Plymo'h  
 Representative Byington of Johnson  
 Representative Power of Lee.

## PUBLIC HEALTH.

Representative Bowen of Allamakee  
 Representative Davis of Cass.  
 Representative Lauder of Union  
 Representative Prentiss of Ringgold  
 Representative Brady of O'Brien.  
 Representative Brighton of Jeffe'n  
 Representative Haugen of Worth.

Representative Bell of Washington  
 Representative Weaver of Louisa.  
 Representative McArthur of Des M.  
 Representative Jackson of Tama.  
 Representative Jay of Carroll.  
 Representative Sullivan of Clayton.

## PARDONS.

Representative Whittier of Monona.  
 Representative Hinman of Wright.  
 Representative Brighton of Jeffe'n.  
 Representative Bailly of Sioux.  
 Representative Mullin of Henry.  
 Representative Thompson of Fa'tte.

Representative Tibbitts of Bremer.  
 Representative Wells of Jasper.  
 Representative McArthur of Des M.  
 Representative McAchran of Davis.  
 Representative Power of Lee.

## FISH AND GAME.

Representative Whelan of Emmet.	Representative Scott of Monroe.
Representative Bell of Washington.	Representative Loomis of Jones.
Representative Crow of Wapello.	Representative Frazee of Chickasaw.
Representative Bird of Cerro Gordo.	Representative Byington of John'n.
Representative Clark of Adams,	Representative Jay of Carroll.

## NORMAL SCHOOLS.

Representative Ray of Poweshiek.	Representative Mullin of Henry.
Representative Mayne of Kossuth.	Representative Hauger of Bl'k H'k.
Representative Bell of Washinton.	Representative Haugen of Worth.
Representative Brady of O'Brien.	Representative Huntley of Lucas.
Representative Chapman of Wood'y.	Representative Thompson of Fay'te.
Representative Cornwall of Clay.	Representative Spaulding of Floyd.
Representative Whelan of Emmet.	Representative Sullivan of Clayton.

## HOSPITAL FOR INSANE.

Representative Miller of Cherokee.	Representative Bowen of Allam'kee.
Representative Parker of Mills.	Representative Clark of Adams.
Representative Merriam of Del.	Representative Van Houten of T'lr.
Representative Miller of Buena Va.	Representative Hunt of Des Moines.
Representative Davis of Cass.	Representative Power of Lee.

## WOMAN SUFFRAGE.

Representative Williams of Fremont	Representative Thompson of Fayette
Representative Chapman of Wood-bury.	Representative Wells of Jasper.
Representative Miller of Cherokee.	Representative Spaulding of Floyd.
Representative Miller of B'na Vista	Representative Huntley of Lucas.
Representative Morrison of Keokuk	Representative Wheeler of Harrison
	Representative Hunt of Des Moines.

## MILITARY.

Representative Bell of Washington.	Representative Good of Boone.
Representative Smith of Greene.	Representative Huntley of Lucas.
Representative Crow of Wapello.	Representative Loomis of Jones.
Representative Miller of Cherokee.	Representative Watters of Muscatine.
Representative Bailey of Sioux.	Representative Merrell of Clinton.
Representative Classen of Marshall.	Representative Porter of Appanoose
Representative Frink of Page.	

## PHARMACY.

Representative Davis of Cass.	Representative Prentis of Ringgold.
Representative Dowell of Polk.	Representative Frink of Page.
Representative Bowen of Allamakee.	Representative Brighton of Jeff'son.
Representative Garner of Mahaska.	Representative McAchran of Davis.
Representative Grote of Crawford.	Representative Lowry of Howard.
Representative Lauder of Union.	Representative Baker of Scott.

## RETRENCHMENT AND REFORM.

Representative Spaulding of Floyd.	Representative Perrott of Dallas.
Representative Bird of Cerro Gordo.	Representative Parker of Mills.
Representative Clark of Adams.	Representative Frazee of Chickas'w.
Representative Johnson of Webster.	Representative Jay of Carroll.
Representative Ladd of Butler.	Representative McDowell of Iowa.
Representative McAchran of Davis.	Representative Nolan of Dubuque.
Representative Grote of Crawford.	

## INDUSTRIAL SCHOOLS.

Representative Hinman of Wright.	Representative Tibbitts of Bremer.
Representative Good of Boone.	Representative Hauger of Blk H'wk.
Representative Davis of Cass.	Representative Jackson of Tama.
Representative Whittier of Monona.	Representative Hinkhouse of Cedar.
Representative Wells of Jasper.	Representative Wheeler of Harris'n.
Representative Johnston of Fr'klin.	Representative Wilson of Clinton.
Representative Johnson of Webster.	

## LABOR.

Representative Evans of Wayne.	Representative Whittier of Monroe.
Representative Merriam, Delaware.	Representative Edwards, Audubon.
Representative McNulty, Woodbury	Representative Williams, Fremont.
Representative Potter, Pot'wat'mie.	Representative Johnson of Webster.
Representative Dowell of Polk.	Representative Voelker of Dubuque.
Representative McArthur of Des M.	Representative Baker of Scott.
Representative Perrott of Dallas.	

## ELECTIONS.

Representative Johnston, Franklin.	Representative Smith of Greene.
Representative Edwards, Audubon.	Representative Early of Sac.
Representative Klemme, Winn'sh'k.	Representative Tibbitts of Bremer.
Representative Mayne of Kossuth.	Representative Power of Lee.
Representative Merriam, Delaware.	Representative Nolan of Dubuque.
Representative Williams, Fremont.	

## CONSTITUTIONAL AMENDMENTS.

Representative Brighton of Jeff'son.	Representative Griswold of Buch'n.
Representative Doubleday of Polk.	Representative Gurley of Decatur.
Representative Finch of Humboldt.	Representative Wells of Jasper.
Representative Putnam of Pottawa.	Representative Williams of Frem't.
Representative Scott of Monroe.	Representative Lowry of Howard.
Representative Temple of Clark.	Representative Lambert of Jackson.
Representative Whelan of Emmet.	

## AGRICULTURAL COLLEGE.

Representative Lavender of Calhoun	Representative Johnson of Webster
Representative Hendershot of Mar'n	Representative Classen of Marshall.
Representative Merriam of Delaw'e	Representative Hinman of Wright.
Representative Perrott of Dallas.	Representative Hazen of Lea.
Representative Putnam of Pottawat	Representative Lambert of Jackson.
Representative Prentis of Ringgold	Representative Hinkhouse of Cedar
Representative Reed of Story.	Representative Hunt of Des Moines.
Representative Ray of Powshiek.	

## STATE UNIVERSITY.

Representative Mayne of Kossuth.	Representative Temple of Clark.
Representative Weaver of Louisa.	Representative Whelan of Emmet.
Representative Evans of Wayne.	Representative Cornwall of Clay.
Representative Ray of Powshiek.	Representative Ladd of Butler.
Representative Reed of Story.	Representative Byington of Johnson
Representative Scott of Monroe.	Representative Prentis of Ringgold.

## INSTITUTION FOR DEAF AND DUMB.

Representative Parker of Mills.	Representative Van Houten of Tal'r.
Representative Putnam of Pottaw'e.	Representative Scott of Monroe.
Representative Klemme of Winne'k.	Representative Smith of Greene.
Representative Evans of Wayne	Representative McClelland of Linn.
Representative Classen of Marshall.	Representative McDowell of Iowa.
Representative Ray of Poweshiek.	Representative Lambert of Jacks'n.
Representative Tibbitts of Bremer.	

## INSTITUTION OF FEEBLE MINDED.

Representative Cook of Montgom'y.	Representative Spaulding of Floyd.
Representative Miller of Cherokee.	Representative Thompson of Fay'te.
Representative Parker of Mills.	Representative McClelland of Linn.
Representative Loomis of Jones.	Representative Marti of Scott.
Representative Huntley of Lucas.	Representative Nolan of Dubuque.
Representative Hinman of Wright.	Representative Hazen of Lee.

## BOARD OF PUBLIC CHARITIES.

Representative Bird of Cerro Gor'o.	Representative McAchran of Davis.
Representative Early of Sac.	Representative McQuin of Benton.
Representative Cook of Montgo'ery.	Representative Jay of Carroll.
Representative Clark of Adams.	Representative Sullivan of Clayton.
Representative Brady of O'Brien.	Representative Hazen of Lee.
Representative Spaulding of Floyd.	

## HORTICULTURE.

Representative Van Hout'n of Tal'l'r.	Representative Miller of Cherokee.
Representative Bailey of Sioux.	Representative Hendershot of M'r'n.
Representative Bird of Cer'o Gordo.	Representative Hazen of Lee.
Representative Classen of Marshall.	Representative Hunt of Des Moin's.
Representative Doubleday of Polk.	Representative McDowell of Iowa.
Representative Good of Boone.	

## PUBLIC LIBRARIES.

Representative McArthur of Des M.	Representative Dowell of Polk.
Representative McNulty of Wood'y.	Representative Williams of Frem'nt.
Representative Watters of Musca'e.	Representative McClelland of Linn.
Representative Griswold of Buch'an.	Representative Merrell of Clinton.
Representative Morrison of Grundy.	Representative Hinkhouse of Cedar.

## ENROLLED BILLS.

Representative Hauger of Blc Hk.	Representative Loomis of Jones.
Representative Finch of Humboldt.	Representative Sullivan of Clay'n.
Representative Griswold of Buch'n.	Representative Frazee of Chickaw.
Representative Huntley of Lucas.	Representative Hazen of Lee.
Representative Klemme of Winn'o.	

## ENGROSSED BILLS

Representative Grote of Crawford.	Representative Garner of Mahaska.
Representative McQuin of Benton.	Representative Tibbitts of Bremer.
Representative Miller of Bu'na Vi'ta.	Representative Miller of Warren.
Representative Spaulding of Floyd.	Representative Merrell of Clinton.
Representative Van Houten of T'yler.	Representative Porter of Appano'se.
Representative Funk of Page.	

## CONGRESSIONAL DISTRICTS.

Representative Edwards of Aud'b'n	Representative Ray of Poweshiek.
Representative Cook of Montgom'y.	Representative Smith of Greene.
Representative Parker of Mills.	Representative McNulty of Woodb.
Representative McDonald of Guth.	Representative Miller of Cherokee.
Representative Weaver of Louisa.	Representative Nolan of Dubuque.
Representative Putnam of Pottaw'e.	

## JUDICIAL DISTRICTS.

Representative Bailey of Sioux.	Representative Crow of Wapello.
Representative Doubleday of Polk.	Representative McDonald of Guthrie.
Representative Cornwall of Clay.	Representative Miller of Warren.
Representative Morrison of Grundy.	Representative Mullin of Henry.
Representative Edwards of Audub'n	Representative Baker of Scott.
Representative Davis of Cass.	Representative McDowell of Iowa.
Representative Parker of Mills.	

## SENATORIAL DISTRICTS.

Representative Klemme of Winsh'k	Representative Garner of Mahaska.
Representative Edwards of Aud'b'n.	Representative Good of Boone.
Representative Bird of Cerro Gordo.	Representative Hendershot of Mar'n
Representative Brady of O'Brien.	Representative Jay of Carroll.
Representative Clark of Adams.	Representative Lambert of Jackson.
Representative Classen of Marshall.	Representative Hinkhouse of Cedar.
Representative Doubleday of Polk.	Representative Byington of John's'n.

## REPRESENTATIVE DISTRICTS.

Representative McQuinn of Benton.	Representative Martin of Adair.
Representative Cornwall of Clay.	Representative Finch of Humboldt.
Representative Evans of Wayne.	Representative Perrott of Dallas.
Representative Ladd of Butler.	Representative Brady of O'Brien.
Representative Crow of Wapello.	Representative Funk of Hardin.
Representative Hauger of Bl'k H'k.	Representative Wood of Madison.
Representative Frink of Page.	Representative Wilson of Clinton.

## RULES.

Representative Hendershot of Mar'n	Representative Dowell of Polk.
Representative Temple of Clark.	Representative Wood of Madison.
Representative Early of Sac.	Representative Funk of Hardin.
Representative Cornwall of Clay.	Representative Morrison of Grundy.
Representative Johnston of Frank'n	Mr. Speaker.

## REVISION OF THE CODE—FIRST DIVISION.

Representative Temple of Clark.	Representative Lauder of Union.
Representative Griswold of Bucha'n.	Representative Nietert of Linn.
Representative Reed of Story.	Representative Merrell of Clinton.
Representative Brighton of Jeffer'n.	

## SECOND DIVISION.

Representative Allen of Van Buren.	Representative Whelan of Emmet.
Representative Cornwall of Clay.	Representative Haugen of Worth.
Representative McArthur of D. M's.	Representative Manahan of Plym'h.
Representative St John of Mitchell.	

## THIRD DIVISION.

Representative Finch of Humboldt.	Representative McNulty of Woodbury.
Representative Morrison of Keokuk.	Representative Wood of Madison.
Representative Gurley of Decatur.	Representative Tibbitts of Bremer.
Representative Evans of Wayne.	

## FOURTH DIVISION.

Representative Brinton of Hamilton.	Representative Ray of Poweshiek.
Representative Johnston of Franklin.	Representative Morrison of Grundy.
Representative Dowell of Polk.	Representative Porter of Appanoose.
Representative Funk of Hardin.	

## FIFTH DIVISION.

Representative Weaver of Louisa.	Representative Lavender of Calh'n.
Representative Mayne of Kossuth.	Representative Martin of Adair.
Representative Early of Sac.	Representative Potter of Pottaw's.
Representative Bell of Washingt'n.	

The following Committee Clerks were then appointed and duly sworn:

*Ways and Means*—Charles Elliott.  
*Railroads and Commerce*—O. E. Davis.  
*Municipal Corporations*—Katherine Davis.  
*Agriculture*—Anna Foster.  
*Animal Industry*—A. H. Grissell.  
*Penitentiaries*—Mary McCachran.  
*Appropriations*—O. W. Thompson.  
*College for the Blind*—John McLennan.  
*Fourth Division Revision of the Code*—O. U. Miracle.  
*Second Division Revision of the Code*—E. M. Allen.  
*Building and Loan*—W. R. Haddock.  
*Banks and Banking*—L. A. Turner.  
*Fifth Division Revision of the Code*—J. M. McLaughlin.  
*County and Township Organization*—Harold Lounsberry.  
*Claims*—Homer E. Dye.  
*Domestic Manufactures*—Chas. F. Rogers.  
*Public Lands*—H. R. Jones.  
*Insurance*—H. P. Burke.  
*Printing*—Genia Hobbs.  
*Pardons*—Belle Springer.  
*Federal Relations*—Mrs. Carrie Horton.  
*Private Corp.*—A. L. W. Moore.  
*Fish and Game*—B. J. Clark.  
*Police Regulations*—John Briar.  
*Judiciary*—Rose McCarger.  
*Soldiers' and Orphans' Home*—Mrs. A. Maysant.  
*Public Health*—J. H. Wheeler.

Clark H. Harris was sworn in as janitor in toilet room.

Mr. McCachran moved that the Committees on Constitutional Amendments and on Labor be each allowed a Clerk.

Mr. Van Houten moved that this motion be postponed until the next session of the House.

Carried.

On motion of Mr. Cornwall the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, January 28, 1896. }

House met at 2 P. M. pursuant to adjournment with Speaker Byers in the Chair.

Prayer by Rev. R. W. Hughes.

The Journal of January 22nd was corrected and approved.

Messrs. Scott, Brady and Martin asked that the Journal show that they desired to vote for William B. Allison for United States Senator from Iowa, and had it been possible for them to have been present would have done so.

Mr. Early offered the following resolution and moved its adoption.

CONCURRENT RESOLUTION.

WHEREAS, Many officers, soldiers, sailors, and marines of the Federal army and navy were confined in the so-called Confederate prisons for a great length of time, suffering unusual hardships and contracting diseases and disabilities difficult to fully prove under existing pension laws; and

WHEREAS, A bill has been introduced into the Congress of the United States, known as House Bill H. R. 306, providing special pensions for such prisoners of war, and for the purpose of doing justice to a specially deserving class of surviving veterans of the war; therefore, be it

*Resolved, by this House, the Senate concurring,* That the Congress of the United States is requested to pass said House bill, known as H. R. 306, granting special pensions to soldiers who suffered in Confederate prisons, and that the Senators and Representatives in Congress from Iowa are requested to use their influence for the passage of this law during the present session, in order that soldiers who lay in southern prisons, sickening and suffering there, losing all opportunity to prove their disabilities, losing all opportunity for promotion, losing all opportunity for re-enlistment and the securing of bounties, shall not longer be deprived of the justice for them in said bill provided.

That a copy of the foregoing resolution be certified by the Secretary of State under the seal of the State, and sent to the Senators and Representatives in Congress from Iowa.

Adopted.

Mr. Nietert offered the following resolution and moved its adoption:

WHEREAS, God in His infinite wisdom has removed from our midst Hon. C. G. Gitchell, of Linn, a member of this House in the Twenty-third and Twenty-fourth General Assemblies; therefore, be it

*Resolved*, That the Speaker appoint a committee of three to draft suitable resolutions upon the death of Hon. C. G. Gitchell and report the same to this House.

Adopted.

#### PETITIONS AND MEMORIALS.

Mr. Brady presented petition of citizens of Sanborn, Iowa, in reference to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Voelker presented petition of 2,600 citizens of Dubuque county in reference to the same subject.

Referred to Committee on Judiciary.

Mr. Morrison of Keokuk presented petition of the city council of What Cheer, Iowa, in reference to changing the registration law governing spring elections.

Referred to Committee on Municipal Corporations.

Mr. Hauger presented petition of the Waterloo Fish Protective association relative to the better protection of fish.

Referred to Committee on Fish and Game.

Mr. Crow presented petition of citizens of Wapello county in reference to the same subject.

Referred to Committee on Game and Fish.

Mr. Lambert presented petition of 323 citizens of Jackson county relative to making February 22nd a legal holiday.

Referred to Committee on Judiciary.

Messrs. Gurley, Allen, Funk, Tibbitts and Miller of Buena Vista presented petition of citizens of their respective counties in reference to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Frazee presented petition of citizens of Nashua, Iowa, relative to the keeping apart of adult and juvenile criminals.

Referred to Committee on Judiciary.

Mr. Morrison of Keokuk presented petition and memorial of the city council of What Cheer, Iowa, relative to an amendment to the Mulct law.

Referred to Committee on Suppression of Intemperance.

Mr. Manahan presented memorial of the citizens of Merrill, Iowa, in reference to proposed changes in the laws of the



state, recommended by the Code Commission, regarding mutual insurance.

Referred to Committee on Insurance.

Mr. Finch offered the following resolution and moved its adoption:

*Resolved, by the House, the Senate concurring,* That each Senator and Representative be furnished a copy of the acts of the General Assemblies from the Ninth to the Twenty-fifth inclusive, as far as the supply on hand goes.

Mr. Funk moved to amend as follows:

Amend by striking out the words "each Senator and Representative," and insert the words "each standing committee."

On a division of the House the amendment was lost by a vote of 31 for and 36 against.

The original resolution of Mr. Finch was then adopted.

The following committee clerks then came forward and were sworn in:

*Compensation of Public Officers*—J. W. Warrell.

*Mines and Mining*—W. E. Griswold.

*Suppression of Intemperance*—Gilbert Chapman.

*Roads and Highways*—A. P. Watters.

*Third Division Revision of the Code*—M. E. Schleicher.

Mr. Spaulding offered the following resolution and moved its adoption:

Resolution to amend the report of the Committee on Grouping and Arranging the Standing Committees of the House.

*Resolved,* That each standing committee of the House, which has not already been assigned a clerk, be allowed a clerk to be selected by the respective Chairmen of the committees.

Mr. Lambert moved that this resolution be laid on the table.

Messrs. Spaulding and McArthur demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Brady, Brinton, Byington, Chapman, Cornwall, Frazee, Funk, Hazen, Hinkhouse, Hunt, Jackson, Lambert, Lavender, Lowry, McAchran, McClelland, McDowell, Manahan, Marti, Merrell, Miller of Warren, Morrison of Keokuk, Nolan, Porter, Power, Scott, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Mr. Speaker—37.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brighton, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards,

Finch, Griswold, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, McArthur, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Prentis, Smith, Spaulding, St. John, Weaver, Whelan, Whittier, Williams—45.

Absent or not voting:

Messrs. Early, Evans, Frink, Garner, Good, Grote, Haugen, Jay, Johnson of Webster, Loomis, McDonald, Miller of Cherokee, Potter, Putnam, Ray, Reed, Wells, Wilson, Wood—19.

So the motion was lost.

Messrs. Lambert and Funk demanded the yeas and nays on the resolution as offered by Mr. Spaulding.

Here Mr. Funk raised the point of order that the report of the Committee on Grouping and Arranging was adopted, and this resolution is out of order, unless the vote whereby the report of the committee was adopted be reconsidered.

The Chair decided the point well taken.

Messrs. Miller of Cherokee and Wood were excused until to-morrow.

Mr. Bell moved that clerks be allowed the Committees on Judicial Districts, Military, Pharmacy, Agricultural College, Public Libraries, Retrenchment and Reform, Constitutional Amendments.

Mr. McNulty moved to amend by adding the Committee on Engrossed Bills.

Mr. Morrison of Keokuk moved as a substitute that whenever the business before any standing committee requires the services of a clerk the Chairman report the same to the House and have a clerk assigned said committee.

The substitute was adopted.

The Speaker announced as the Committee on Resolutions upon the death of Hon. C. G. Gitchell, of Linn county:

Messrs. Nietert, Smith and Ladd.

Mr. Doubleday offered the following Joint Resolution No. 1.

#### JOINT RESOLUTION.

WHEREAS, The Twenty-fifth General Assembly of the State of Iowa did in due form, by a majority of the members elected to each of the two Houses, agree to a proposed amendment to the Constitution of this State to add as section 26 to article 1 of said Constitution, the following:

"Section 26. No person shall manufacture for sale, or sell or keep for sale as a beverage, any intoxicating liquors whatever, including ale, wine and beer."

The General Assembly shall by law prescribe regulations for the enforcement of the prohibition herein contained, and shall thereby provide suitable penalties for the violation of the provisions hereof.

And the said proposed amendment was entered on the Journals of said Houses, and was referred to the Legislature to be chosen at the next general election, and the same having been published as provided by law; therefore, be it

*Resolved, by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby agreed to: Add as section 26, article 1 of said Constitution the following:*

Section 26. No person shall manufacture for sale, or sell or keep for sale as a beverage, any intoxicating liquors whatever, including ale, wine and beer.

The General Assembly shall by law prescribe regulations for the enforcement of the prohibition herein contained, and shall thereby provide suitable penalties for the violation of the provisions thereof.

Read first and second times and referred to Committee on Constitutional Amendments.

Mr. Doubleday offered the following Joint Resolution No. 2.

JOINT RESOLUTION.

*Be it Resolved, by the General Assembly of the State of Iowa:*

Section 1. That the proposed constitutional amendment called Joint Resolution No. 1 of the House, which provides for prohibiting the manufacturing for sale or keeping for sale as a beverage, any intoxicating liquors whatever, including ale, wine or beer. If the said joint resolution receives the required number of votes of both Houses to entitle the amendment to be submitted to a vote of the legal voters of Iowa that the amendment be submitted to a vote at the general election to be held on the Tuesday after the first Monday in November, A. D. 1897, as provided by law in section 10, chapter 5 of McClain's Code of Iowa.

Read first and second times and referred to Committee on Constitutional Amendments.

Mr. Weaver offered the following Joint Resolution No. 3.

JOINT RESOLUTION.

WHEREAS, The citizens and taxpayers of the Muscatine Island levee district, composed of lands lying adjacent to the Mississippi river in Muscatine and Louisa counties, Iowa, have maintained for many years a levee at their own expense, which levee is of great benefit to the navigation of the Mississippi river, and protection to the lands and agricultural districts thereto adjoining; and

WHEREAS, The said levee is now in need of reconstruction and repairs, and the taxpayers of the said district are unable longer to maintain said levee at their own cost; and

WHEREAS, Said levee is a great help in restraining the waters of the Mississippi river in its channel, thereby improving the navigation of said river; be it

*Resolved by the General Assembly of Iowa*, That our Senators and Representatives in Congress are requested to use their active influence to secure and to vote for such appropriations as will insure the reconstruction and repair of the said Muscatine Island levee, at the earliest possible date.

*Resolved*, That the Secretary of State be and is hereby instructed to forthwith transmit a copy hereof to each of our Senators and Representatives in Congress from Iowa.

Read first and second times and referred to Committee on Federal Relations.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 28, a bill for an act appropriating money to pay A. G. West for three days' service as Mail Carrier after the adjournment of the Twenty-fifth General Assembly.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following resolution, in which the concurrence of the Senate is asked:

The resolution relative to the distribution of the reports of the State Mine Inspector.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following resolution, in which the concurrence of the Senate is asked:

The concurrent resolution relative to the Postmistress and Assistant Postmistress.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following concurrent resolution, in which the concurrence of the Senate is asked:

The resolution relative to the distribution of the report of the State Geological Board to the members of the House and the Senate.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution in which the concurrence of the House is asked relative to the treatment of the Armenians by Turkey:

WHEREAS, The highest civilization of the world and the principles of true Americanism demand and require that there should be accorded to all men the freedom to worship Almighty God according to the dictates of their own consciences, and that they should be protected by the several nations of the world, within whose boundaries they dwell in the exercise of that right; therefore,

*Be It Resolved, by the Senate, the House Concurring,* That the people of Iowa, through the Legislature of the state, express their great abhorrence at the atrocities committed by Turkey upon the helpless people of Armenia, and extend to the distressed and oppressed Armenians their fullest sympathy.

*Resolved,* That the Government of the United States, by its State Department, is requested to use all efforts which can be put forth consistent with the peaceable relations we hold towards the nations of the world, to stop the further sacrifice by the Turks of their victims, and to give all possible aid and assistance to the Armenian survivors.

*Resolved,* That a properly engrossed copy of these resolutions be forwarded to the Secretary of State of the State Department at Washington.

W. E. BULLARD,  
*Secretary*

The concurrent resolution from the Senate referring to the annotation of the new Code was called up, and on motion of Mr. Cornwall was referred to the Code Commission.

Mr. Ray offered the following resolution and moved its adoption:

*Resolved,* That a committee of three be appointed by the Speaker to audit the bills and mileage of the House members of the various visiting committees, and to report the same to this House.

Adopted.

The Speaker appointed as such committee:

Messrs. Bell, Martin and Voelker.

The concurrent resolution of the Senate in reference to the treatment of Armenians by Turkey was called up, and Mr. Scott moved that the House concur

Carried.

On motion of Mr. Funk, the House adjourned till 10 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, January 29, 1896. }

The House met at 10 A. M., Speaker Byers in the Chair.

Prayer by Rev. J. C. R. Layton, of the M. E. Church, Des Moines.

PETITIONS AND MEMORIALS.

Messrs. Finch and Hendershot presented petition of citizens of their respective counties relative to the removal of the dam in the Des Moines river at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Frazee presented petition of citizens of Chickasaw county asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Merrell presented petition of citizens of Clinton county relative to requiring railroad companies to employ only non-drinking men.

Referred to Committee on Suppression of Intemperance.

Mr. Dowell presented petition of citizens of Polk county relative to the manufacture of intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Ladd presented petition of citizens of Allison, Iowa, asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Frink presented petition of citizens of Page county, asking a reduction of the salaries of county officers.

Referred to Committee on Compensation of Public Officers.

Mr. Byington presented petition of the Iowa Academy of Science relative to the preservation of lakes.

Referred to Committee on Public Lands and Buildings.

Mr. Miller of Buena Vista presented petition of citizens of Buena Vista county relative to mutual insurance companies.

Referred to Committee on Insurance.

Mr. Hinkhouse presented petition of citizen of Mt. Vernon, Iowa, relative to requiring railroad companies to employ only non-drinking men.

Referred to Committee on Suppression of Intemperance.

Mr. Chapman presented petition of citizens of Moville, Iowa, on the same subject.

Referred to Committee on Suppression of Intemperance.

Messrs. Lavender, McArthur, Weaver, Miller of Warren, Johnson of Webster, Gurley and McQuin presented petitions of citizens of their respective counties relative to raising the age of consent.

Referred to Committee on Judiciary.

Messrs. Spaulding and Williams presented petition of citizens of their respective counties relative to the separation of adult and juvenile criminals.

Referred to Committee on Penitentiaries and Pardons.

#### INTRODUCTION OF BILLS.

By Mr. McArthur, House file No. 30, a bill for an act to authorize the manufacture of intoxicating liquors and to regulate and control the same.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Allen, House file No. 31, a bill for an act defining fraternal beneficiary societies, orders or associations and regulating the same.

Read first and second time and referred to Committee on Judiciary.

By Mr. Allen, House file No. 32, a bill for an act to appropriate money to procure for the adjutant general's room in the Capitol a portrait of Adj.-Gen. Nathaniel B. Baker.

Read first and second time and referred to Committee on Military.

By Mr. Allen, House file No. 33, a bill for an act to amend chapter 132 of the acts of the Twentieth General Assembly.

Read first and second time and referred to Committee on Labor.

By Mr. Baker, House file No. 34, a bill for an act to amend section 1078 of the Code of 1873, to provide for transfer of corporate stock when used as collateral security.

Read first and second time and referred to Committee on Judiciary.

By Mr. Baker, House file No. 35, a bill for an act to prevent the adulteration of candy.

Read first and second time and referred to Committee on Judiciary.

By Mr. Bell, House file No. 36, a bill for an act to amend section 5345 of the Code of Iowa, page 1551, relating to evidence.

Read first and second time and referred to Committee on Judiciary.

By Mr. Bell, House file No. 37, a bill for an act to authorize cities to acquire real estate within or without their territorial limits, for the purpose of outlets for sewers, and pay for same out of the general fund of the city or out of the sewer fund of the sewer district.

Read first and second time and referred to Committee on Judiciary.

By Mr. Byington, House file No. 38, a bill for an act to amend section 3072 of the Code of Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Cornwall, House file No. 39, a bill for an act repealing section 3959 of the Code and enacting a substitute therefor, relative to the breaking of jail.

Read first and second time and referred to Committee on Judiciary.

By Mr. Crow, House file No. 40, a bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa.

Read first and second time and referred to Committee on Fish and Game.

By Mr. Crow, House file No. 41, a bill for an act providing for the examination of private banks and other associations transacting a banking business.

Read first and second time and referred to Committee on Banks and Banking.

By Mr. Davis, House file No. 42, a bill for an act to amend section 5415 of McClain's Code.

Read first and second time and referred to Committee on Animal Industry.

By Mr. Doubleday, House file No. 43, a bill for an act to regulate the manner of recording and keeping perfect land titles in accordance with the Torren's Land Title Bill, as passed by the last Illinois Legislature.

Read first and second time and referred to Committee on Judiciary.



By Mr. Doubleday, House file No. 44, a bill for an act to define additional duties for assessors and city, township, county and state equalization boards.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Early, House file No. 45, a bill for an act to regulate primary elections of voluntary political parties or associations, and to punish fraud therein.

Read first and second time and referred to Committee on Elections.

By Mr. Evans, House file No. 46, a bill for an act granting additional powers to cities of the second class and incorporated towns, relative to the construction of sewers or tile drains.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Finch, House file No. 47, a bill for an act to repeal section 2580 of the Code and enact a substitute therefor relating to the revenue and change thereof in actions aided by attachment.

Read first and second time and referred to Committee on Judiciary.

By Mr. Finch, House file No. 48, a bill for an act to amend section 492 of the Code, relating to the proof of ordinances.

Read first and second time and referred to Committee on Judiciary.

By Mr. Finch, House file No. 49, a bill for an act to amend section 3055, relating to notice to sheriff by claimants of property.

Read first and second time and referred to Committee on Judiciary.

By Mr. Finch, House file No. 50, a bill for an act for the better protection of young females.

Read first and second time and referred to Committee on Judiciary.

By Mr. Frazee, House file No. 51, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Ionia, in Chickasaw county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Garner, House file No. 52, a bill for an act to provide a substitute for chapter 6, title 9, Code of 1873, and for establishing domestic building and loan associations and prescribing

conditions for the regulation and management of the same, and of all foreign building and loan associations doing business in the State of Iowa.

Read first and second time and referred to Committee on Building and Loan Associations.

By Mr. Garner, House file No. 53, a bill for an act to provide a substitute for sections 5415, 5416 and 5417 of McClain's Code and prescribing conditions for the prevention of hog cholera, swine plagues and anthrax and other contagious or infectious diseases of swine in the State of Iowa.

Read first and second time and referred to Committee on Animal Industry.

By Mr. Griswold, House file No. 54, a bill for an act to authorize the directors of independent school districts to establish industrial training departments.

Read first and second time and referred to Committee on Schools and Text Books.

By Mr. Gurley, House file No. 55, a bill for an act to appropriate money to procure for the Governor's rooms in the Capitol portraits of ex-Governors John H. Gear, Buren R. Sherman, William Larrabee, Horace Boies and Frank D. Jackson.

Read first and second time and referred to Committee on Appropriations.

By Mr. Haugen, House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Hinman, House file No. 57, a bill for an act to legalize the proceedings of the board of supervisors of Wright county.

Read first and second time and referred to Committee on Judiciary.

By Mr. Hinman, House file No. 58, a bill for an act to authorize townships to build public halls.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Lambert, House file No. 59, a bill for an act to make February 22nd a legal holiday in the State of Iowa and to close all schools on that day.

Read first and second time and referred to Committee on Judiciary.

By Mr. Lambert, House file No. 60, a bill for an act to relieve the Asylum for Destitute Children and Orphan Children at Andrews, Iowa, from an indebtedness to the state.

Read first and second time and referred to Committee on Appropriations.

By Mr. McCachran, House file No. 61, a bill for an act for the preservation of the fur-bearing animals and game animals and the song and game birds of the state.

Read first and second time and referred to Committee on Fish and Game.

By Mr. McCachran, House file No. 62, a bill for an act regulating insurance.

Read first and second time and referred to Committee on Insurance.

By Mr. McArthur, House file No. 63, a bill for an act to amend section 3861 of the Code, as amended by section 1, chapter 114, acts of the Twenty-first General Assembly, in relation to offenses against the life and the person.

Read first and second time and referred to Committee on Judiciary.

By Mr. McDowell, House file No. 64, a bill for an act to provide for the establishment of an insurance department and the appointment of an insurance superintendent.

Read first and second time and referred to Committee on Insurance.

By Mr. McNulty, House file No. 65, a bill for an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any Iowa city of over five thousand inhabitants, to vote taxes not to exceed five percentum on the assessed value thereof, to construct or to aid in the construction of a highway bridge or a combination bridge, suitable for use as a highway and for railway purposes across any navigable boundary river of Iowa, including the levy of said taxes, and all acts leading up to the same as done thereunder.

Read first and second time and referred to Committee on Judiciary.

By Mr. McNulty, House file No. 66, a bill for an act to regulate the holding of primary elections.

Read first and second time and referred to Committee on Elections.

By Mr. Miller of Cherokee, House file No. 67, a bill for an act making appropriations to construct the hospital for the insane at Cherokee.

Read first and second time and referred to Committee on Appropriations.

By Mr. Miller of Cherokee, House file No. 68, a bill for an act making appropriations to purchase land for the site of the hospital for the insane at Cherokee.

Read first and second time and referred to Committee on Appropriations.

By Mr. Morrison of Grundy, House file No. 69, a bill for an act to prohibit the manufacture and sale of cigarettes.

Read first and second time and referred to Committee on Domestic Manufacturing.

By Mr. Morrison of Keokuk, House file No. 70, a bill for an act to suppress intemperance and lying.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Morrison of Keokuk, House file No. 71, a bill for an act to provide for the control and suppression of hog cholera and swine plague in the State of Iowa.

Read first and second time and referred to Committee on Animal Industry.

By Mr. Nietert, House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy association.

Read first and second time and referred to Committee on Agriculture.

By Mr. Perrott, House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

Read first and second time and referred to Committee on Municipal Corporation.

By Mr. Reed, House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state.

Read first and second time and referred to Committee on Schools and Text Books.

By Mr. Reed, House file No. 75, a bill for an act making appropriations for the State Agricultural College.

Read first and second time and referred to Committee on Appropriations.

By Mr. Spaulding (by request), House file No. 76, a bill for an act to punish any person for inflicting disease upon any one in oculation.

Read first and second time and referred to Committee on Public Health.

By Mr. St. John, House file No. 77, a bill for an act to create and regulate public warehouses and the warehousing, shipping, weighing and inspection of grain.

Read first and second time and referred to Committee on Agriculture.

By Mr. St. John, House file No. 78, a bill for an act to amend sections 1 and 2 of chapter 79 of the acts of the Twenty-first General Assembly of Iowa, relating to diseased swine.

Read first and second time and referred to Committee on Agriculture.

By Mr. Sullivan, House file No. 79, a bill for an act to authorize kindergartens in independent school districts.

Read first and second time and referred to Committee on Schools and Text Books.

By Mr. Sullivan, House file No. 80, a bill for an act to legalize the acts of J. H. Ellsworth, of Clayton county, Iowa, as notary public.

Read first and second time and referred to Committee on Judiciary.

By Mr. Sullivan, House file No. 81, a bill for an act to pay to the widow of Hon. L. O. Hatch, late district judge of the Thirteenth Judicial district of Iowa, deceased, the salary for his unexpired term as such judge.

Read first and second time and referred to Committee on Judiciary.

By Mr. Tibbitts, House file No. 82, a bill for an act to allow the manufacture and sale, and shipment of spiritous, malt and vinous liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Tibbitts, House file No. 83, a bill for an act to amend section 12, chapter 48, of the acts of the Twenty-second General Assembly of the state of Iowa, relating to registration of voters.

Read first and second time and referred to Committee on Elections.

By Mr. Smith, House file No. 84, a bill for an act to prevent combinations between fire insurance companies, and providing penalties therefor.

Read first and second time and referred to Committee on Insurance.

By Mr. Van Houten (by request), House file No. 85, a bill for an act to regulate practice of dentistry in the State of Iowa.

Read first and second time and referred to Committee on Public Health.

By Mr. Voelker, House file No. 86, a bill for an act to authorize the Historical Department of Iowa to purchase a certain unpublished manuscript known as "A History of Iowa Troops in the War of the Rebellion."

Read first and second time and referred to Committee on Appropriations.

By Mr. Weaver, House file No. 87, a bill for an act to legalize the proceedings of the board of supervisors of Louisa county, Iowa, relative to restraining stock from running at large.

Read first and second time and referred to Committee on Judiciary.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, relative to the distribution of the reports of the Code Commission, in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring,* That the Secretary of State be and is hereby directed to distribute to each of the members of the General Assembly three copies of the report of the Code Commission, and three copies of the Code, as reported by the Commissioners.

W. E. BULLARD,  
*Secretary.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 28, a bill for an act appropriating money to pay A. G. West for three days' service as Mail Carrier after the adjournment of the Twenty-fifth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Mr. Merriam offered the following report of the Committee on Assignment of Rooms and Fixing Time of Meeting of Standing Committees:

MR. SPEAKER—Your Committee, appointed to assign rooms and fix the hour of meeting for the various standing committees of the House, beg leave to report the following:

	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
<b>Room 1—</b>						
Judiciary.....	2 p. m.		2 p. m.		2 p. m.	
Building and Loan.....		2 p. m.		2 p. m.		2 p. m.
Animal Industry.....						4 p. m.
Industrial Schools.....			4 p. m.			
<b>Room 6—</b>						
Appropriations.....			2 p. m.	2 p. m.	2 p. m.	
Mines and Mining.....	2 p. m.					2 p. m.
Elections.....		2 p. m.				
Judicial Districts.....	4 p. m.					4 p. m.
Fish and Game.....		4 p. m.				
<b>Room 27—</b>						
Ways and Means.....	2 p. m.	2 p. m.			2 p. m.	
Schools and Text Books.....			3 p. m.	3 p. m.		
Constitutional Amendments.....	4 p. m.					2 p. m.
Federal Relations.....		4 p. m.			4 p. m.	
<b>Room 10—</b>						
Code Revision, Second Div'n.....		3 p. m.	3 p. m.	3 p. m.		
Penitentiaries.....					2 p. m.	
Labor.....		2 p. m.		2 p. m.		
Pardons.....			2 p. m.			2 p. m.
Roads and Highways.....	3 p. m.					
<b>Room 11—</b>						
Code Revision, Third Div'n.....		3 p. m.	3 p. m.	3 p. m.		
Pharmacy.....		2 p. m.			2 p. m.	
Normal Schools.....	2 p. m.			2 p. m.		
<b>Room 2—</b>						
Engrossed Bills.....		4 p. m.			4 p. m.	
Womans' Suffrage.....			4 p. m.	4 p. m.		
College for the Blind.....			2 p. m.			2 p. m.
Enrolled Bills.....		3 p. m.			3 p. m.	
Military.....	2 p. m.			2 p. m.		
<b>Room 9—</b>						
Institution for Feeble Mind'd.....	4 p. m.				4 p. m.	
Institution for De'f and D'mb.....	2 p. m.				2 p. m.	
Hospital for Insane.....		4 p. m.		4 p. m.		
Public Charities.....			4 p. m.			
<b>Room 8—</b>						
Claims.....	3 p. m.		3 p. m.			
Railways and Commerce.....		2 p. m.		2 p. m.	2 p. m.	
Banks and Banking.....			2 p. m.			2 p. m.
Comp'n's'tion of P'b'lic Off'rs.....		4 p. m.		4 p. m.		
<b>Room 12—</b>						
Code Revision, Fourth Div'n.....		3 p. m.	3 p. m.	3 p. m.		
Representative Di'tricts.....	2 p. m.				2 p. m.	
Domestic Manufacturers.....	3 p. m.				3 p. m.	
County and Twp. Organiz'n.....		4 p. m.				2 p. m.
Telegraph, Telephone & Exp.....		2 p. m.		2 p. m.		
<b>Room 13—</b>						
Code Revision, First Div'n.....		3 p. m.	3 p. m.	3 p. m.		
Insurance.....	3 p. m.				3 p. m.	
Senatorial Districts.....	2 p. m.					2 p. m.
Police Regulations.....		2 p. m.			2 p. m.	
Agricultural College.....			2 p. m.	2 p. m.		
Private Corporations.....	4 p. m.				4 p. m.	
<b>Room 14—</b>						
Code Revision, Fifth Division.....		3 p. m.	3 p. m.	3 p. m.		
Horticulture.....			2 p. m.		2 p. m.	
Soldiers' and Orphans' Home.....	2 p. m.			2 p. m.		
Printing.....		2 p. m.			3 p. m.	
Public Health.....	4 p. m.					2 p. m.

	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
<b>Room 7—</b>						
State University .....	4 p. m.			4 p. m.		
Congressional Districts .....		4 p. m.			4 p. m.	
Public Lands and Buildings .....			3 p. m.		3 p. m.	
Public Library .....		2 p. m.				
<b>Room 15—</b>						
Suppression of Intemperance .....			2 p. m.		2 p. m.	
Municipal Corporations .....		2 p. m.		2 p. m.		
Agriculture .....	3 p. m.			4 p. m.		
Retrenchment and Reform .....	4 p. m.		4 p. m.			

CHIEF CLERK—Room 5.

FILE CLERK—Room 3.

JOURNAL CLERKS—Room 4.

And, further, we recommend that this report be printed in convenient form for the use of the members.

FRANK F. MERRIAM.

W. B. MARTIN.

JOHN T. P. POWER.

*Committee.*

On motion of Mr. Hinman the report of the committee was laid over one day and the report ordered printed.

The Journal of January 28th was corrected and approved.

Mr. Lauder called up the concurrent resolution of the Senate relative to the distribution of the report of the Code Commission and moved that the House concur.

Carried.

Mr. Cornwall offered the following resolution and moved its adoption.

*Be it Resolved by the House of Representatives, That the Chairman of the five subdivisions of the Code Revision Committee be and hereby are instructed to prepare for the use of the members of the House a tabulated statement of House files Nos. 2 to 27 inclusive, showing the titles assigned to each subdivision of the Code Revision Committee, showing the subject of each title and chapter thereof, with the pages on which the same may be found in the Revised Code, as reported by the Code Commissioner, and that when said tabulated statement is so prepared and adopted, that five hundred copies be printed and distributed to the members of the House, and that they report to the House to-morrow.*

Adopted.

Mr. Martin moved that the House reconsider the vote of yesterday, whereby the resolution of Mr. Ray, relative to a committee to audit the bills and mileage of Visiting Committee, was adopted.

Carried.



Mr. Martin offered the following as a substitute, and moved its adoption:

*Resolved, by the House, the Senate concurring, That a committee of five be appointed, three from the House and two from the Senate, to audit the bills and mileage of the several committees sent to visit the state institutions and to report by bill the amounts due each member of said visiting committees.*

Carried.

Mr. Early offered the following resolution and moved its adoption:

*Resolved, That the State Printer is hereby instructed to print the "correction of sections" and "corrections of section numbers" as found in the proposed revision of the Code following page 1020 of said proposed revision in such manner that said corrections may be cut into strips and pasted into the said proposed revision by the members for their convenience; that 500 copies be so printed, and printed on one side only.*

Adopted.

Mr. Hendershot submitted the following report and moved its adoption:

#### REPORT OF COMMITTEE ON RULES

MR. SPEAKER—Your Committee on Rules would respectfully recommend that the rules of the Twenty-fifth General Assembly be adopted for the government of the Twenty-sixth General Assembly with the following exceptions and amendments, to-wit:

At the bottom of page 27, after the word "passage," add the following: "Provided, that all matters pertaining to the revision of the Code shall have precedence," also strike out the words "three o'clock in the afternoon of." Add to rule 14, on page 28, "provided, further, that where bills are considered on their second reading, debate thereon shall be limited to ten minutes to each member desiring to speak thereon."

In rule 26, in the second line, strike out the words, "shall the main question now be put," and insert "Mr. ——— demands the previous question; as many as are in favor of ordering the previous question will say 'aye,' as many as are opposed will say 'no.'"

In the third line of the same rule strike out the words "when demanded" and insert "by an affirmative vote of."

On page 30 add to rule 38 the following: "Any member occupying his seat during a call of the House shall be counted by the Speaker and his name entered in the Journal as present, but not voting, for the purpose of making a quorum."

On page 31, in rule 41, in the second line, strike out the word "ten" and insert the word "nine."

On page 32, in the first line of rule 49, after the word "rider" insert the words "correcting an error or an omission."

I. B. HENDERSHOT,  
Chairman.

Mr. Spaulding moved that the report be laid over until to-morrow and that it be ordered printed.

Carried.

Mr. Evans moved to adjourn till 10 A. M. to-morrow.

Mr. Morrison of Keokuk moved to amend by making it 2 P. M. to-day.

Amendment lost.

Motion of Mr. Evans carried.

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Thursday, January 30, 1896. }

The House met pursuant to adjournment, with Speaker Byers in the Chair.

The opening prayer was offered by the Rev. Moses Dearsdorff, of Yale, Iowa.

#### PETITIONS AND MEMORIALS.

Mr. Wood presented petition of citizens of Madison county, relative to the keeping apart of juvenile and adult criminals.

Referred to Committee on Penitentiaries and Pardons.

Mr. Cornwall presented memorial of Clay County Farmers' Institute, relative to mutual life insurance.

Referred to Committee on Insurance.

Mr. Van Houten presented memorial of Farmers' Institute of Taylor county, relative to the same subject.

Referred to Committee on Insurance.

Mr. Wood presented petition of citizens of Madison county, relative to the regulation of the sale of adulterated foods and drugs, and to prevent their manufacture.

Referred to Committee on Public Health.

Mr. Van Houten presented petition of citizens of Bedford, Iowa, in favor of pure foods.

Referred to Committee on Public Health.

Mr. Cook presented petition of the W. C. T. U., of Red Oak, relative to re-submission.

Referred to Committee on Suppression of Intemperance.

Mr. Byers presented resolution of the Davenport Clearing House, relative to abolishing the three days of grace.

Referred to Committee on Judiciary.

Mr. Griswold presented memorial of the Twenty-seventh Regular Iowa Infantry, relative to a memorial building.

Referred to Committee on Military.

Mr. Classen presented petition of citizens of Marshalltown for licensing of plumbers and supervision of the business of plumbing.

RECEIVED

Referred to Committee on Public Health.

Mr. Spaulding presented petition of citizens of Nora Springs, relative to disease inflicted by inoculation.

Referred to Committee on Public Health.

Mr. Potter offered the following resolution and moved its adoption.

*Resolved*, That no bills, the provisions of which are amendatory of the laws now in force or of the "proposed revision of the Code," shall be introduced in this House after the 15th day of February next.

On request of Mr. Lauder the resolution was laid over until to morrow morning under rule 34.

Mr. Temple offered the following resolution and moved its adoption:

*Resolved*, by the House of Representatives, That the Custodian be instructed to procure an additional table for the File Clerk of this House

Adopted.

Mr. McCachran offered the following resolution, which was laid over under rule 34:

*Resolved*, That the Attorney-General is hereby requested to inform this House whether mortgages on property in this state, owned by parties outside of this state, are subject to taxation the same as other property.

Mr. Hinman offered the following report of the committee to draft resolutions relative to the death of John L. Morse:

MR. SPEAKER—Your committee to draft resolutions relative to the death of John L. Morse, ask permission to report as follows:

WHEREAS, Hon. John L. Morse came to Iowa in 1866 and died at his home in Wright county on August 22, 1894, at the ripe old age of eighty years;

WHEREAS, The character and public service of the deceased are worthy of emulation. A thorough type of patriotic manhood, a man whose friendship once gained was enduring as life, a man whose hand was ever open to the unfortunate;

WHEREAS, Mr. Morse served as a member of this House with dignity and distinction, representing the Seventieth Representative District embracing the counties of Humboldt, Hamilton and Wright in the Sixteenth General Assembly; therefore, be it

*Resolved*, That the House learns with sincere regret of the death of this highly respected and patriotic gentleman, and do hereby tender to his family the sympathy of this body; be it further

*Resolved*, That the Chief Clerk of the House cause a copy of these resolutions to be spread upon the Journal.

All of which is respectfully submitted.

S. N. HINMAN,  
J. H. FUNK,  
CHRIS A. VOELKER,

Report adopted and committee discharged.

Mr. Allen offered the following report of the second division of Code Revision Committee.

MR. SPEAKER—Your second division of the Code Revision Committee, in compliance with the resolution of the House, adopted January 29, calling for a tabulated statement of House files Nos. 2 to 27 inclusive, showing the subject of each title and chapter thereof, with the pages on which the same may be found in the Revised Code, as reported by the Code Commission, beg leave to submit the following report, showing the references made by the House of said House files to the second division of the Code Revision Committee, viz:

*House File No. 5, Revised Code. Title IV, page 85, of County and Township Government.*

- Chapter 1—Counties, page 85.
- Chapter 2—Board of Supervisors, page 89.
- Chapter 3—County Auditor, page 102.
- Chapter 4—County Treasurer, page 104.
- Chapter 5—County Recorder, page 106.
- Chapter 6—Sheriff, page 107.
- Chapter 7—Coroner, page 111.
- Chapter 8—County Surveyor, page 114.
- Chapter 9—Duties of County Officers, page 115.
- Chapter 10—Townships, page 116
- Chapter 11—General Regulations, page 121.

*House File No. 11, Revised Code. Title X, page 365, of Internal Improvements.*

- Chapter 1—Mill Dams and Races, page 365.
- Chapter 2—Water Courses, page 367.
- Chapter 3—Water Power Improvements, page 378.
- Chapter 4—Internal Improvements, page 379.
- Chapter 5—Operation of Railways, page 387.
- Chapter 6—Railroad Commission, page 403.
- Chapter 7—Carriers by Railway, page 407.
- Chapter 8—Telegraphs and Telephones, page 421.

*House File No. 12, Revised Code. Title XI, page 425, of the Militia.*

- Chapter 1—Militia, page 425.

*House File No 19, Revised Code. Title Page 693 of Civil Procedure.*

- Chapter 1—Preliminary Provision, page 693.
- Chapter 2—Limitations, page 695.
- Chapter 3—Parties, page 697.
- Chapter 4—Place of Bringing Action, page 701.
- Chapter 5—Change of Place of Trial, page 703.
- Chapter 6—Commencing Actions, page 705.
- Chapter 7—Joinder of Actions, page 710.
- Chapter 8—Pleading, page 711.
- Chapter 9—Trial Judgment, page 722.

Chapter 10—Judgments by Confession, page 741.

Chapter 11—Compromise, page 742.

Chapter 12—Receivers, page 743.

Chapter 13—Summary Proceeding, page 744.

Chapter 14—Motions and Orders, page 744.

Chapter 15—Security for Costs, page 746.

Chapter 16—Costs, page 747.

W. S. ALLEN.

*Chairman.*

Mr. Smith offered the following report of the committee to visit the Soldiers' and Orphans' Home at Marshalltown:

*To the Twenty-Sixth General Assembly of the State of Iowa:*

Your joint committee appointed to visit, examine and report upon the condition of the Soldiers' Home at Marshalltown, having performed that duty, beg leave to submit the following report:

We visited the home on Thursday, January 23d inst., and found the home in its every day condition.

We made an exhaustive examination of the home and all that pertains to it in detail. We found the main building, or home proper, well cared for, the interior clean, the ventilation good, the beds (made of iron and each for one occupant), in good condition, the bedding and all other clothing and textile goods used by the inmates clean and well cared for, the rooms free from offensive odors, the kitchen commodious and clean, well supplied with necessary cooking appliances, the store-room, pantries, cold storage, vegetable rooms, refrigerators, bake ovens and ranges, all admirably located, in good order and ample in capacity, the food material of excellent quality and variety, well kept and healthful.

The food prepared for the table was well cooked, and brought to the table in excellent condition and appearance; the three dining rooms are large, clean, well ventilated and free from offensive odors. The furniture, long plain hard wood tables, the seats, plain wooden stools, free from soil or stain, the dishes plain, but ample for use and perfectly clean, the service excellent, the large crowds at the table being rapidly supplied and without confusion, the smoking room isolated as far as possible from the other rooms of the building in good order, well supplied for its purposes with tables and chairs, the library well supplied with useful and interesting reading matter including the leading magazines and daily papers; the laundry in which all the washing for the entire plant is done is

commodious and well supplied with all necessary appliances for washing, drying, ironing and distributing to the various wards or rooms. The chapel, much too small for present needs, is comfortable, well lighted and religious services are held there every Sunday, being supplied by the ministers from the various churches of Marshalltown.

To all parts of the building and grounds the inmates have free access except that part occupied by the commandant and his family as a residence, and the room used as the business office. Good order is maintained without apparent difficulty, and with few exceptions, content among the inmates is manifest.

The clothing, which is issued free to the men, is excellent in quality, neat in appearance and serviceable.

In the purchase and issue of the large amount of subsistence and quartermaster's stores, we found in operation a very complete system, by which every article and every pound purchased is fully accounted for upon the receipt of the proper person. This system which was inaugurated by the present administration establishes and fixes an accountability which has already shown excellent results, materially reducing the pro rata cost and also the pro rata consumption, both of clothing and subsistence.

This building is crowded to discomfort; its capacity as constructed is 350. The number on the rolls is now 608; of which 78 are in the hospital, 95 temporarily absent on furlough, leaving an actual occupancy of the rooms of 430, with cots in place for the furloughed men when they return; total number of 525, or 175 more than intended to hold.

The exterior wood work has not been repainted since first erected, nearly eight years, and is now greatly in need of being painted. The floors of the dining room, of other public rooms and in most of the wards or sleeping rooms, are greatly out of repair, worn thin in places, splintered and holes through and the same numerous; new floors are a necessity.

Your committee believes that the cottage plan for the use of soldiers with their wives has proved impractical and recommend that no more be constructed. There are ten of them, each with three rooms, neat and comfortable, and all occupied by aged couples. These must go to the main building for their meals from 100 to 150 yards distant.

The wife has nothing with which to occupy hands or mind and with limited opportunity for associating with others, and your committee recommend the plan of the commission for the construction of a dormitory building for these soldiers and their wives as greater economy and much more satisfactory.

The old ladies' dormitory is a substantial building, neatly finished, having fourteen rooms for the occupants besides the toilet rooms, dining and reception rooms, and two rooms in use by the matron for an office and sleeping room.

The rooms for the occupants were intended for two beds each, but the construction or plan is faulty. The largest of the rooms is  $9\frac{1}{2}$  feet by 13 feet and there are but six of them, the others being  $8\frac{1}{2}$  by 13 feet each, with windows so placed that few only can accommodate more than one bed without discomfort and danger. There are no clothes closets in the building. No cooking is done in the building; the food all prepared is carted over from the kitchen of the main building, and, we are informed, comes to the tables in good shape. The third story or attic is unfinished and should be finished so far as may be necessary to accommodate the necessary servants and employes, but a portion of the space is needed for storage, not needing further finishing. The beds, bed clothing, furniture and all the rooms are comfortable and clean, the inmates apparently contented and happy, and cared for in a most solicitious manner by the matron, Mrs. Reed, who is evidently enthusiastically devoted to her work. The building is comfortably warmed from the steam heating plant, from which heat is furnished to all the buildings, except the cottages, which are warmed by stoves. There are now fifteen women domiciled there and applications on file with the commandant for the admission of many more, necessarily refused for want of space accommodations.

This building with its furniture cost \$9,822.53, of which \$1,148.05 was expended for furniture. The money was obtained from state appropriations—Twenty-fourth and Twenty-fifth General Assemblies—\$8,000; from the Woman's Relief Corps of the state, \$400, and from what is called the contingent fund, \$1,422.53. (See pages 41-42 report of commissioners of Soldiers' Home and page 143, chapter 147, laws of the Twenty-fifth General Assembly.) And your committee believe that every dollar was faithfully expended; but a building costing three times the sum would have been in the interest of true economy, and



your committee believe that another woman's dormitory building should be erected connected with the one now there containing dormitories only, for which \$12,500 should be appropriated. The state should abandon the care of the aged indigent mothers and widows of soldiers, or should make ample provisions for their care and comfort.

The indigent soldiers with their wives have also become a feature of the Soldiers' Home, but with grossly inadequate facilities for their care. The cottages were designed for this class, but the plan has proved expensive and unsatisfactory. The commissioners have asked for an appropriation of \$30,000 with which to erect for them a dormitory, and your committee earnestly recommend that the request be granted, believing that the building is urgently needed and will be in the interest of economy.

There are now over fifty applications on file with the commandant for the admission of that many more couples who of course cannot be accommodated. It is the belief of the commandant and of your committee that a building fitted for the accommodation of 100 couples would be fully occupied before the meeting of the next general assembly. Such a building could be placed near the woman's dormitory, also near the cottages, supplied with kitchen and laundry facilities for all.

The hospital at the home urgently demands the attention of the state. The present building is inadequate in capacity and deficient in design. In it are crowded seventy-eight sick soldiers, most of them suffering from some chronic disorder. The rooms are small, without ventilation, one room only is occupied by one cot, five rooms each 14x10x13 feet contain three cots each, or 607 cubic feet of air space for each bed, and all other rooms are crowded in the same proportion.

The surgeon with his family, four nurses and the kitchen help also occupy rooms in the building. The floor space in these rooms is crowded to the extent of rendering it extremely difficult to wait upon the sick, nor is there any opportunity for isolation, which in some of the cases is imperatively demanded. Those afflicted with disorders emitting offensive odors are necessarily quartered with others in close contact, rendering comfort impossible and greatly retarding the process of recovery. With all the care given to the sanitary conditions of the hospital, it is not possible to prevent smells more or less offensive pervading the entire building.

The demand for a new hospital building is most urgent and your committee recommend the appropriation of \$40,000 as asked for by the commissioners for that purpose. The new building should have space for at least 100 patients, disposed of in rooms or wards ample for comfort—for patients and attendants. Such a building will relieve the present one of the sick, which in turn can be occupied by the older and weaker inmates of the home and the convalescent from the hospital, and thus relieve the main building of its congested condition.

When it is known that the average ages of the inmates of the home is over sixty-two years, and that all are in ill health and feeble, the population of the hospital is not surprising.

Your committee also recommend that provision be made in the appropriation for the home for the employment of trained nurses, as the old soldiers employed for that work are incapacitated by age and disabilities from performing the services, and are utterly wanting in experience.

Your committee also recommend the appropriation asked for by the commissioners for residences for the commandant and surgeon, but would suggest that each should cost no more than \$3,000. By this means the space now occupied by the commandant and surgeon in the main home building and hospital respectively, could be occupied by the cots of the soldiers, giving, with the present hospital buildings entire, room for not less than 100 more soldiers at the home, and with the increased facilities in the proposed new hospital, twenty more could be accommodated. This increased space will not meet present demands, for in addition to the 608 now on the rolls of the home, over 300 applications for admission are now on file with the commandant.

With the new buildings asked for and needed, the new boiler and dynamo asked for by the commissioners cannot be dispersed with, as those now in use are taxed to their utmost capacity, and your committee recommend that the appropriation asked for for that purpose be granted.

In the opinion of your committee the purchase of additional ground for a new cemetery is not a pressing necessity. While the land contemplated by the commissioners in the purchase is a beautiful grove, and from its location in reference to the land now owned by the state makes it desirable that the state should

own it, there is abundant room on the state grounds for the cemetery for all time to come. We would, however, recommend that an appropriation of \$1,000 be made for the purchase of said land if it can be had for that price.

The commissioners ask for an appropriation of \$4,000 to complete the improvement of the grounds; your committee believes that not more than one-half that sum is needed.

It has been and is the custom at the home to pay the soldier inmates for every item of work performed by them excepting the sweeping and keeping the buildings clean, and preparing vegetables for cooking which is done by detail. Your committee believe that the practice is not only unnecessary but wrong. Some of the services performed require some degree of experience and training, such as the kitchen and laundry work and waiting on the tables, and to secure this the parties performing it should be paid, but otherwise the work should be done by details from those able to do it. Especially could much of the work of improving the grounds, cultivating the farm lands, raising and harvesting the crops—now hired—be had by the system of detail which would be of advantage to the state and of great benefit to the soldiers in the preservation of health. The condition of absolute idleness prevailing with so large a body of men is deplorable from every point of view, and your committee recommend that measures be taken to keep those who are able to work employed as far as may be with the view of improving their sanitary condition, the employment to be light and of short reliefs.

#### THE CONTINGENT FUND.

The commissioners ask for an appropriation of \$2,000 as a contingent fund. Hitherto this institution has had no such fund appropriated, but a so-called contingent fund has been created from moneys received from sources other than the state. Attention is called to the report of the commissioners concerning this matter on pages 40 and 41 of their report to this General Assembly, where it will be seen that this fund has been charged with the sum of \$10,767.32. All of which, save the sum of \$1,031.62 is derived from the pensions of the soldiers resident at the home.

The report also shows that this sum is disbursed in the payment of salaries, constructing sewers, improvement of grounds and buildings, and \$4,500 converted into the state treasury. Under the term salary found in this report all expenditures for

work and services rendered are included, whatever that service may be and by whomsoever rendered, so it will be seen that those of the inmates drawing pensions—about 60 per cent—have contributed to the support and improvement of the home the sum of \$9,735.70 during the two years ending June 30, 1895.

The commissioners adopted and have had in force a rule requiring all applicants for admission to the home to agree to surrender to the commandant all of their quarterly payments of pensions except the sum of six dollars per month, which sum the soldier is permitted to keep for spending money, the balance, in case the pensioners have dependent relatives, is sent to such relatives. If he has no such relatives, the sum retained is used for the support of the home and forms the bulk of the so-called contingent fund. The commissioners justify this retention of the pensions on the ground that it is necessary to discipline in the cases of those who are given to excessive drink (claimed to be about 30 per cent) and further that it is just that the soldier should support himself in so far as he is able.

That no soldier having a pension of \$24.00 per month or more is admitted, because with that sum he can support himself elsewhere and if he has a pension sufficient to partly support him in the home, it is right that he should be required so to do.

Your committee commend the rule so far as requiring the pensioners to send the sum not needed to his indigent relatives who otherwise might be a public charge, nor do we question the propriety of requiring the pensioner to contribute of his income to his own support so far as that may be needed, but the justice of the rule as now applied is open to grave doubt.

The books of the management show, and the commissioners aver it to be a fact, that the cost to the state of maintaining each inmate in the home is from \$125 to \$130 per year, this is understood to include every item of support. expense of food, clothing, salaries, heat, lights, etc.

Now of this sum the United States contributes by the payment to the state the sum of \$100 per year for every inmate, leaving but the sum of \$25 to \$30 for each person to be paid by the state. If it be admitted that it is just and right that the soldier, when he can, shall contribute to his own support while in the home, the justice of his doing more than that, of aiding in this way

the state to support those not drawing pensions, is not so clear; to illustrate, the soldier has a pension of \$12 per month, not sufficient to support him out of the home, by entering there he has the benefit of the government's donation of \$100 per year for his support, leaving a balance of \$25 or \$30 which, it may be admitted, he should pay from his pension, but the rule referred to takes from him \$72 per year or at the outside \$42 per year more than needed for that purpose and appears to be an exorbitant tax for one citizen of the state to pay in support of one of the state institutions.

Your committee is informed that in all cases where pensions are so retained the general government rebates from its donation a sum equal to one-half the pension money retained, so that as in the case above, where \$72 is retained, \$36 is kept back from the government donation, and even then the soldier pays from \$6 to \$11 more than required for his own support.

Your committee deem it advisable to refer to this matter in their report from the fact that the commissioners on page 7 of their report to this legislature, ask or suggest that their board be authorized to retain of such pensioners all but \$3 per month for their indigent relatives, or for the state. We refer to the discussion of this question by the commissioners found on pages 6 to 11 inclusive, of their report.

Your committee find that all sums appropriated by the Twenty-fourth and Twenty-fifth General Assemblies to the support and improvement of this institution whether for grounds or buildings has been wisely and judiciously expended for the objects for which they were appropriated, or otherwise accounted for.

That no indebtedness has been contracted in excess of the appropriations, but find that there have been expended in excess of the appropriations and taken from the so called contingent and other funds, as follows:

Salaries and wages.....	\$ 1,000.00
Improvement of grounds.....	518.55
New floors .....	15.66
Women's dormitory.....	674.48

The appropriation for sewers was \$4,500, the cost of same, \$4,707.34, but of this \$2,453.22 was taken from the contingent fund, leaving \$2,246.88 of the appropriation unused.

Appropriation for refrigerators was \$800, of which \$600, only was used. For bake oven the appropriation was \$375, the sum used, \$281.25. Appropriation for fire escape was \$500, the sum used, \$225, total unused appropriations, \$2,617.63.

There have been no diversions of any of the funds from the specific purpose for which appropriated, and the law relating to the drawing of money from the state treasury has been complied with.

The offices, employes and wages of same are as follows:

#### SALARY AND WAGES PER MONTH.

J. R. Ratekin, commandant, subsistence, self and family.....	\$ 100.00
B. F. Warfel, adjutant, with residence.....	75.00
O. L. Longley, quartermaster, with residence.....	75.00
H. P. Duffield, surgeon, subsistence, self and family.....	100.00
H. B. McClure, chief engineer.....	75.00
M. A. Reed, matron, with subsistence.....	35.00
Chaplains.....	30.00
<b>Total.....</b>	<b>\$ 480.00</b>

#### NON-COMMISSIONED OFFICERS.

Steward, main building.....	\$ 20.00
Steward, hospital.....	15.00
Steward, dormitory.....	10.00
Quartermaster sergeant.....	15.00
Eighteen rooms or ward sergeants, \$3 to \$4.....	55.00
Two guides, \$3 each.....	6.00
Postmaster and librarian.....	10.00
Bugler.....	5.00
Night watch.....	12.00
Flag sergeant.....	3.00
Two bath room police, \$3 each.....	6.00
Sergeant-major or commandant's clerk.....	25.00
Depot keeper.....	3.00
<b>Total.....</b>	<b>\$ 185.00</b>

#### HEAT AND LIGHT.

Electric engineer.....	\$ 40.00
Three firemen, \$16.66 each.....	50.00
Two teamsters, \$16.66 each.....	33.33
Depot keeper.....	3.00
<b>Total.....</b>	<b>\$ 123.33</b>

#### SUBSISTENCE.

Chief cook, main building.....	\$ 45.00
First assistant cook, main building.....	12.00
Second assistant cook, main building.....	8.00
Baker.....	25.00
Chief cook, hospital.....	50.00
Assistant cook, hospital.....	8.00
Twenty-one table waiters, hospital, \$5 each.....	105.00
Four table waiters, main building, \$5 each.....	20.00
<b>Total.....</b>	<b>\$ 273.00</b>
<b>Grand total.....</b>	<b>\$ 1,041.33</b>

#### MISCELLANEOUS.

Four nurses, hospital, \$10 to \$15.....	\$ 49.00
Domestic, dormitory.....	13.00
Florist.....	15.00
Two teamsters (mail and cart, \$10 each).....	20.00
House cleaner.....	10.00
Shoemaker.....	10.00

Tailor.....	\$ 12 00
Barber.....	10 00
Carpenter.....	15.00
Four laundrymen, two \$8, \$7, and two \$5 each.....	25.00
Linen room keeper.....	6.00

A new chapel costing not to exceed the sum of \$3,500 would give additional space in the main building for at least forty cots, and as the demand for such space is urgent and the present chapel grossly inadequate for present, to say nothing of future needs, we recommend that an appropriation be made for that purpose.

Your committee recommend the following appropriations in addition to a general appropriation of \$1,250 per month for salaries and wages to be made by this General Assembly, to-wit:

For finishing a portion of attic in woman's building.....	\$ 200.00
For new boiler.....	1,000.00
For new dynamo.....	1,000 00
For automatic boiler cleaners.....	400 00
For improvement of grounds.....	2,000.00
For residence for commandant.....	8,000.00
For residence for surgeon.....	2,500.00
For new floors in main building.....	1,600.00
For painting main building and ten cottages.....	1,000 00
For new hospital building.....	40,000.00
For new, old (married) peoples' building.....	30,000.00
For new woman's building.....	12,500.00
For new chapel.....	3,500.00
For furniture for hospital and the other new buildings.....	5,000.00
For contingent fund.....	2,000 00

And we recommend that all sums of the above appropriation not needed for the purposes for which appropriated be transferred to the contingent fund and so accounted for.

P. A. SMITH,

J. S. LOTHROP,

N. A. MERRILL,

*For the Senate.*

*For the House.*

Mr. Temple offered the following report of first division of Code Revision Committee:

#### REPORT OF COMMITTEE.

Mr. Temple, from the first division of Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, first division, to whom was referred House file No. 2, a bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the state and legislative departments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments, to-wit: In line 5, section 1, chapter 3, strike out the word "majority" and insert the word "vote" in lieu thereof. In

line 1 of section 7, chapter B, strike out the word "fifty" and insert the word "thirty" in lieu thereof; and that section 2 of chapter 5 be amended by striking out the word "such" in the second line and inserting the words "the last" in lieu thereof; and in the second line of said section, after the words General Assembly, inserting the words "adopting the same," and in the third line of said section striking out the words "the same" and inserting the word "it" in lieu thereof.

M. L. TEMPLE,  
*Chairman.*

Ordered passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

Mr. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, relative to officers, soldiers, sailors and marines, in which the concurrence of the Senate was asked:

#### CONCURRENT RESOLUTION.

WHEREAS, Many officers, soldiers, sailors and marines of the Federal army and navy were confined in the so-called Confederate prisons for a great length of time, suffering unusual hardships and contracting diseases and disabilities difficult to fully prove under existing pension laws; and

WHEREAS, A bill has been introduced into the Congress of the United States, known as House Bill H. R. 306, providing special pensions for such prisoners of war, and for the purpose of doing justice to a specially deserving class of surviving veterans of the war; therefore, be it

*Resolved, by this House, the Senate concurring,* That the Congress of the United States is requested to pass said House bill, known as H. R. 306, granting special pensions to soldiers who suffered in Confederate prisons, and that the Senators and Representatives in Congress from Iowa are requested to use their influence for the passage of this law during the present session, in order that soldiers who lay in southern prisons, sickening and suffering there, losing all opportunity to prove their disabilities, losing all opportunity for promotion, losing all opportunity for re-enlistment and the securing of bounties, shall not longer be deprived of the justice for them in said bill provided.

That a copy of the foregoing resolution be certified by the Secretary of State under the seal of the State, and sent to the Senators and Representatives in Congress from Iowa.

W. E. BULLARD,  
*Secretary.*

Concurred in January 29, 1896.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, relative to the distribution of the acts of the General Assembly, in which the concurrence of the House is asked:



*Resolved, by the House, the Senate concurring,* That each Senator and Representative be furnished copies of the acts of the Ninth to the Twenty-fifth General Assemblies, inclusive, as far as the supply on hand will go.

W. E. BULLARD,  
*Secretary.*

Mr. Merriam called up the report of the Committee on Assignment of Rooms and moved its adoption.

Carried.

The Speaker signed, in the presence of the House, House file No. 28.

Mr. Martin moved that 500 copies of the report of the Committee on Assignment of Rooms be printed, together with the standing committees, in book form.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution relative to printing joint rules of the House and Senate, etc., in which the concurrence of the House is asked:

*Resolved, by the Senate, the House concurring,* That 5,000 copies of the Rules of the Senate, Rules of the House and Joint Rules, together with the names of all standing committees of the Twenty-sixth General Assembly, be printed as soon as practicable, and distributed in the same manner as those of the preceding General Assembly.

W. E. BULLARD,  
*Secretary.*

Mr. Funk moved that the House concur in the Senate concurrent resolution just received.

Mr. Morrison of Keokuk moved that this resolution be referred to Committee on Rules.

On a division of the House, those in favor of commitment were 32, against 41.

So the motion was lost.

Motion of Mr. Funk prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Byington (by request), House file No. 88, a bill for an act to amend section 303 of the Code of Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Chapman, House file No. 89, a bill for an act to prohibit the assignment of claims for witness fees and to prohibit the giving of orders therefor.

Read first and second time and referred to Committee on Judiciary.

By Mr. Chapman, House file No. 90, a bill for an act to amend section 3814 of the Code of Iowa, as amended by the Sixteenth General Assembly, chapter 62, relating to witness fees.

Read first and second time and referred to Committee on Judiciary.

By Mr. Chapman, House file No. 91, a bill for an act to repeal section 3630 of the Code of Iowa, relating to special constables, and enacting a substitute therefor.

Read first and second time and referred to Committee on Judiciary.

By Mr. Classen, House file No. 92, a bill for an act to amend section 3 of chapter 134 of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth Judicial District, and to provide a second Judge for the Seventeenth Judicial District.

Read first and second time and referred to Committee on Judicial Districts.

By Mr. Crow (by request), House file No. 93, a bill for an act to prevent and punish fraud in the manufacture and sale of buckwheat flour and sugar tree molasses.

Read first and second time and referred to Committee on Domestic Manufacture.

By Mr. Davis, House file No. 94, a bill for an act to punish persons guilty of furnishing libelous matter to any newspapers, magazines or periodicals.

Read first and second time and referred to Committee on Judiciary.

By Mr. Doubleday, House file No. 95, a bill for an act to amend paragraph No. 4, in section 796, of the Code of Iowa for the year 1893, for the levying of a tax for county bridges.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Edwards, House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, and for other purposes.

Read first and second time and referred to Committee on Judiciary.

By Mr. Evans, House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property.

Read first and second time and referred to Committee on Judiciary.

By Mr. Funk, House file No. 98, a bill for an act to amend sections 509 and 510 of the Code of 1873, relating to changing the class of towns and cities.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Garner, House file No. 99, a bill for an act relating to partition fences, and providing a substitute for sections 2323, 2324, 2325, 2326 and 2329 of McClain's Code of Iowa.

Read first and second time and referred to Committee on Agriculture.

By Mr. Griswold, House file No. 100, a bill for an act making an appropriation for the Hospital for Insane at Independence.

Read first and second time and referred to Committee on Appropriations.

By Mr. Haugen, House file No. 101, a bill for an act to legalize the incorporation of the acts of the members and the trustees of the Elk Creek Lutheran congregation of Worth county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Huntley (by request), House file No. 102, a bill for an act to reimburse John L. Brown as Auditor of State during the years of 1885 and 1886 for money expended in defense of his said office and his official rights and duties.

Read first and second time and referred to Committee on Claims.

By Mr. Klemme, House file No. 103, a bill for an act for the suppression of the wild mustard.

Read first and second time and referred to Committee on Agriculture.

By Mr. Lambert, House file No. 104, a bill for an act for the punishment of crimes for the second and subsequent offenses, and what shall be deemed *prima facie* evidence of a former conviction.

Read first and second time and referred to Committee on Judiciary.

By Mr. McCachran, House file No. 105, a bill on animal industry for the protection of sheep and horse raising.

Read first and second time and referred to Committee on Animal Industry.

By Mr. McNulty (by request), House file No. 106, a bill for an act to allow the manufacture, sale and shipment at whole-

sale by the manufacturers of spiritous, malt and vinous liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Martin, House file No. 107, a bill for an act to legalize conveyances of real estate made in compliance with the laws and usages of other states, territories and countries.

Read first and second time and referred to Committee on Judiciary.

By Mr. Merrell, House file No. 108, a bill for an act to amend chapter 85 of the laws of the Twenty-second General Assembly of the State of Iowa, in regard to the rights of aliens

Read first and second time and referred to Committee on Judiciary.

By Mr. Merriam, House file No. 109, a bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Morrison of Keokuk, House file No. 110, a bill for an act to amend sections 7, 8, 13, 14, 15 and 925, chapter 93, laws of the Twenty-fourth General Assembly, relative to the printing and distributing of ballots at public expense.

Read first and second time and referred to Committee on Judiciary.

By Mr. Morrison of Keokuk, House file No. 111, a bill for an act to amend the fire insurance laws of Iowa.

Read first and second time and referred to Committee on Insurance.

By Mr. Morrison of Keokuk, House file No. 112, a bill for an act to compel all railway trains to carry passengers.

Read first and second time and referred to Committee on Railways.

By Mr. Spaulding (by request), House file No. 113, a bill for an act to amend section 589 of the Code in reference to the election of clerks of the district court.

Read first and second time and referred to Committee on Judiciary.

By Mr. Tibbitts, House file No. 114, a bill for an act to amend section 812 of chapter 1, title 6 of the Code of Iowa, as amended by chapter 63 of the acts of the Fifteenth General Assembly of Iowa.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Tibbitts, House file No. 115, a bill for an act to amend section 906, chapter 2, title VI of the Code of Iowa as amended by chapter 62 of the acts of the Fifteenth General Assembly of the State of Iowa, relating to the tax and license for peddlers.

Read first and second time and referred to Committee on Judiciary.

By Mr. Tibbitts (by request), House file No. 116, a bill for an act to amend section 4 of chapter 47 of the acts of the Sixteenth General Assembly, and also section 5 of chapter 169 of the acts of the Seventeenth General Assembly of the State of Iowa, relating to taxation of agricultural and horticultural lands within incorporated cities and towns.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Watters, House file No. 117, a bill for an act to purchase the long weather record at Muscatine, Iowa, and to continue the same by the establishment of a station and the appointment of an observer of the State Weather Bureau at Muscatine.

Read first and second time and referred to Committee on Appropriations.

By Mr. Whelan, House file No. 118, a bill for an act to amend section 4335 of McClain's Code, relative to redemption from sheriff's sale.

Read first and second time and referred to Committee on Judiciary.

By Mr. Finch, House file No. 119, a bill for an act to amend chapter 91 of the acts of the Twenty-fifth General Assembly, relating to the extermination of Russian thistles.

Read first and second time and referred to Committee on Agriculture.

By Mr. Cornwall, House file No. 120, a bill for an act amending section 4241 of the Code of Iowa, relative to taking evidence on preliminary examinations.

Read first and second time and referred to Committee on Judiciary.

#### SENATE MESSAGE.

Mr. St. John called up Senate file No. 4, a bill for an act for the better protection of fish, which was read first and second times and referred to Committee on Fish and Game.

Mr. Hendershot, by unanimous consent, withdrew the report of the Committee on Rules.

The Journal of yesterday was corrected and approved.

On motion of Mr. Miller of Cherokee the House adjourned till 10 A. M. to-morrow.

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HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, January 31, 1896. }

House met at 10 A. M., Speaker Byers in the Chair.

Prayer by Rev. Daniel McPherson, of Friends Church, East Des Moines.

PETITIONS AND MEMORIALS.

Mr. Watters presented petition of citizens of Muscatine county, relative to raising age of consent.

Referred to Committee on Judiciary.

Mr. Merriam presented petition of citizens of Earlville, Delaware county, relative to the same subject.

Referred to Committee on Judiciary.

Mr. McArthur presented petition of citizens of Des Moines county, relative to the same subject.

Referred to Committee on Judiciary.

Mr. Ray presented petition of citizens of Poweshiek county, relative to same subject.

Referred to Committee on Judiciary.

Mr. Garner presented resolution of Mahaska County Farmers' Institute, relative to mutual insurance companies.

Referred to Committee on Second Division Revision of the Code.

Mr. Watters presented petition of citizens of West Liberty, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Parker presented petition of citizens of Mills county, asking for pure food

Referred to Committee on Public Health.

Mr. Jackson presented a resolution of the officers of the Farmers' Mutual Aid company, relating to the recommendations of the Code Commission.

Referred to Committee on Insurance.

Mr. Van Houten presented petition of citizens of Lenox in regard to pure foods, etc.

Referred to Committee on Public Health.

Mr. Watters presented remonstrance of citizens of Muscatine county, protesting against any bill authorizing the manufacture of intoxicating liquors in the state.

Referred to Committee on Suppression of Intemperance.

Mr. Garner presented memorial of the Mahaska County Farmers' Institute, in relation to the Iowa Alliance.

Referred to Committee on Insurance.

Mr. Good presented petition of citizens of Boone county, relative to the removal of the dam in the Des Moines river at Bonaparte, Iowa.

Referred to Committee on Fish and Game.

Mr. Brighton offered the following resolution (by request), which was laid over under rule 34:

*Resolved, by the House, the Senate concurring, That Herbert Bell be employed to attend to and answer calls at the telephone in the House cloak room at a salary of \$2 per day during the session of the Twenty-sixth General Assembly.*

Mr. Hendershot offered the following report of Committee on Rules and moved its adoption:

Your Committee on Rules would respectfully make the following amended report:

*First.*—The bottom of rule 11, after the word "precedence" in the former report, add "except on a demand of a majority of the members present."

In rule 38, after the word "Speaker" in the sixth line of former report, transpose to read "for the purpose of making a quorum and his name entered in the Journal as being present but not voting."

In rule 49 strike out of report the word "rider."

I. B. HENDERSHOT,  
*Chairman.*

Mr. Powers moved to lay the report over for one day.

On a division of the House, there were 55 for and 24 against. So the motion carried.

Mr. Merriam offered the following resolution which was laid over under rule 34:

WHEREAS, Statements have recently appeared in the press of the state regarding the depleted condition of the State Treasury, saying that it might soon be necessary for the Treasurer to stamp warrants "Not paid, for want of funds," and that the revenues are insufficient to meet the demands for the next biennial period; therefore, be it

*Resolved, by the House of Representatives, That the Treasurer of State be requested to transmit to this body, a statement setting forth the conditions of the state's finances, and making recommendations regarding taxation and revenue.*



Mr. Wells offered the following resolution, and moved its adoption:

WHEREAS, The different committees and the House, when in session, will need the service of a Page large and strong enough to carry books and large packages to and from the House and said committee rooms; and said Page shall also attend to the telephone when the House is in session;

WHEREAS, Wesley C. Blake, who was Page to the Speaker at the Twenty-fifth General Assembly, possesses those qualifications and comes most highly recommended; therefore, be it

*Resolved*, That said Wesley C. Blake be appointed to such position.

Resolution laid on the table on motion of Mr. Van Houten.

Mr. Finch offered the following report of the Third Division of the Code Revision Committee:

MR. SPEAKER—Your committee from the Third Division of the Committee on Revision of the Code, in compliance with the resolution adopted by the House, report that the following titles, chapters, etc., were assigned to said division, to-wit:

*First*.—Title V. (bill 6), cities and towns, chapters 1 to 12 inclusive, pages 125 to 193 of proposed Code.

*Second*.—Title XII. (bill 13), being chapters 1 to 21 inclusive, found on pages 438 to 533 of proposed Code. The subjects of said chapters are as follows:

Chapter 1—Support of the Poor, page 438.

Chapter 2—Cure of Insane, page 443.

Chapter 3—Domestic Animals, page 457.

Chapter 4—Fences, page 465.

Chapter 5—Lost Goods, page 469.

Chapter 6—Intoxicating Liquors, page 472.

Chapter 7—Fire Companies, page 493.

Chapter 8—Labor, page 496.

Chapter 9—Mines and Mining, page 498.

Chapter 10—Geological Survey, page 505.

Chapter 11—Inspection of Oils, page 506.

Chapter 12—Inspection of Boats, page 508.

Chapter 13—Dairy Commission, page 510.

Chapter 14—Veterinary Surgery, page 513.

Chapter 15—Fish Commissioner, page 515.

Chapter 16—Boards of Health, page 517.

Chapter 17—Practice of Medicine, page 521.

Chapter 18—Practice of Pharmacy, page 524.

Chapter 19—Practice of Dentistry, page 526.

Chapter 20—Soldiers' Home, page 527.

Chapter 21—State Institutions, page 529.

*Third*.—Title XIX. (bill 20), being chapters 1, 2, 3 and 4:

Chapter 1—Attachments, page 753.

Chapter 2—Garnishment, page 761.

Chapter 3—Execution, page 763.

Chapter 4—Auxiliary to Execution, page 779.

*Fourth.*—Title XX. (bill 21), chapters 1, 2 and 3:

Chapter 1—Vacation of Judgment, page 785.

Chapter 2—Appeals to Supreme Court, page 780.

Chapter 3—Certiorari, page 793.

*Fifth.*—Title XXI. (bill 22), chapters 1 to 18 inclusive:

Chapter 1—Replevin, page 797.

Chapter 2—Recovery of Real Property, page 800.

Chapter 3—Forcible Entry, page 803.

Chapter 4—Quieting Title, page 804.

Chapter 5—Establishing Corners, page 805.

Chapter 6—Partition, page 807.

Chapter 7—Foreclosure of Mortgage, page 810.

Chapter 8—Nuisance, Waste, Trespass, page 813.

Chapter 9—*Quo Warranto*, page 814.

Chapter 10—Official Securities, Fines, page 817.

Chapter 11—Mandamus, page 817.

Chapter 12—Injunctions, page 819.

Chapter 13—Submission of Controversies, page 822.

Chapter 14—Arbitrations, page 823.

Chapter 15—Boats and Rafts, page 824.

Chapter 16—Habeas Corpus, page 826.

Chapter 17—Contempts, page 830.

Chapter 18—Changing Name, page 832.

And your committee further reports that title v. (bill 6), on cities and towns, has been transferred to the Committee on Municipal Corporations; that chapter 6, title xii. (bill 13), has been transferred to the Committee on Suppression of Intemperance; that chapters 18 and 19, title xii. (bill 13), have been transferred to the Committee on Pharmacy; that chapter 15 of said title and bill has been transferred to the Committee on Fish and Game.

Respectfully submitted,

PARLEY FINCH,  
*Chairman.*

The report was ordered passed on file.

#### REPORT OF COMMITTEES.

Mr. Brinton, from the Fourth Division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 7, a bill for an act to revise, amend and codify the statutes in relation to elections and officers, beg leave to report that they have been requested by Representative Johnston, Chairman of the Committee on Elections, to report the same back to the House with the recommendation that the same be referred to the Standing Committee on Elections.

M. H. BRINTON,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the Fourth Division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that they have been requested by Mr. Reed, Chairman of the Committee on Schools and Text Books, to report chapters 1, 2, 12, 13, 14 and 15 of said title back to the House with the recommendation that the said chapters be referred to the Standing Committee on Schools and Text Books.

M. H. BRINTON,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary to whom was referred House file No. 37, a bill for an act to authorize cities to acquire real estate within and without their territorial limits for the purpose of outlets for sewers, and to pay for the same out of the general fund of the city or out of the sewer fund of the sewer district of which the same is the outlet, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Municipal Corporations.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Davis submitted the following report of the committee appointed to visit the penitentiary at Ft. Madison:

DES MOINES, IOWA, January 30, 1896.

*To the Honorable Members of the Twenty-sixth General Assembly:*

We, your committee, appointed in pursuance of joint resolution to visit and inspect the penitentiary at Ft. Madison, having performed our duty, beg leave to submit the following report, and in doing so, will follow the instructions of said joint resolution:

*First.*—We find that the appropriations made by the Twenty-fifth General Assembly, so far as they have been drawn, have been expended wisely and economically, for the objects for which they were appropriated.

The \$3,500 appropriated for the transportation of prisoners has been expended to date, leaving the transportation expenses from now until the close of the biennial period for this institution to be paid from the general fund.

The \$500 appropriated for ventilation purposes for the cell rooms has not been expended nor drawn from the state

treasury, as that amount was considered inadequate to meet the expense of properly ventilating the cells.

The \$500 appropriated for the Warden's house has been expended.

The \$5,000 contingent and repair fund has also been expended.

*Second.*—No indebtedness has, as yet, been contracted in excess of appropriations.

*Third.*—We recommend that the following amounts be appropriated for this institution for use the coming biennial period:

For contingent and repairs.....	\$7,500
For transportation of discharged convicts.....	4,500
For construction of sewer from prison to river.....	3,500
For warden's house fund.....	200
For new pump house and connecture with the river.....	1,500

We further recommend that the warden be allowed to use not to exceed \$2,000 of the library fund in constructing a new barn.

We would also suggest that the advisability of better cell room being provided for that institution, and the area of the inclosure be increased by extending the walls of the prison 230 feet west, as suggested by the warden in his biennial report, be taken into consideration.

Also the advisability of allowing each guard \$25, annually, for uniform.

Also, that the warden be allowed to use not to exceed \$250 of the contingent fund, for supplies for his own table, in entertaining visitors, and for the sick in the hospital.

We also recommend that the \$500 appropriated by the Twenty-fifth General Assembly for the ventilation of the cell rooms, be carried back to the State Treasury, or a more adequate allowance be made.

*Fourth.*—We do not find that any money has been expended only for the specific purpose for which it was appropriated.

*Fifth.*—The law relating to the drawing of money from the State Treasury has been complied with.

*Sixth.*—We submit a complete list of the employes of the institution and the compensation of each in exhibit marked “.”

We are satisfied that the condition of affairs at this institution are as good as the conveniences will permit. The convicts are properly fed, clothed and cared for to the best advantage possible, with present arrangements.

Strict discipline is maintained, and cleanliness and order prevails in every department. We have only words of commendation for the administration of Warden Jones and his

deputies. Under the management the convicts have the privilege of chapel services, prayer meeting. Sunday school each Sunday, and evening schools during the week, wherein is taught the rudiments of an education that will do much in reforming the convicts during their confinement in that institution. They also have free access to an excellent library.

H. L. BYERS,

*On the part of the Senate.*

M. J. DAVIS,

W. W. CORNWALL,

*On the part of the House.*

### EXHIBIT "A."

#### OFFICERS, GUARDS AND OTHER EMPLOYES OF THE IOWA STATE PENITENTIARY AT FORT MADISON, IOWA.

##### OFFICERS.

N. N. Jones, warden .....	\$166.67
J. R. Jones, deputy warden .....	100.00
B. A. Green, clerk .....	70 00
W. C. Gunn, chaplain .....	70.00
J. W. Philpott, physician .....	50.00
R. H. Scovel, hospital steward .....	50.00
J. N. Jones, turnkey .....	50.00

##### GUARDS.

L. Simmons .....	\$50	Wm. Schneider .....	\$50
A. Young .....	50	C. S. Nellis .....	50
W. L. Ray .....	50	D. McNulty .....	50
D. Kent .....	50	J. G. Berstler .....	50
A. Patterson .....	50	P. S. Stone .....	50
I. B. Snyder .....	50	J. F. McKalg .....	50
A. A. Marshall .....	50	J. H. Phinney .....	50
George W. Le Follett .....	50	Joseph Moore .....	50
L. R. Jones .....	50	S. A. Bullock .....	50
T. P. Hollowell .....	50	O. P. Morgan .....	50
A. R. Thayer .....	50	W. H. Garner .....	50
L. C. Boyle .....	50	A. Ellis .....	50
A. J. Powell .....	50	A. C. Rowland .....	50
C. C. Mitchell .....	50	C. W. Gaston .....	50
A. H. Gillette .....	50	E. B. Ingalls .....	50
E. V. Holland .....	50	J. C. Smith .....	50
James Mansfield .....	50	C. H. Shifflett .....	50
G. C. Wright .....	50	W. W. Maysent .....	50
W. C. Smith .....	50	G. C. Alden .....	50
J. Chapman .....	50	George McConnell .....	50
H. P. Richardson .....	50	Frank Walter .....	50
J. G. M. Smith .....	50	E. Corwin .....	50
George S. Treynor .....	50		

G. Carbaugh, electrician .....	\$60
C. S. Manville, night engineer .....	50
H. Finch, engineer at water works .....	40

##### TEAMSTERS.

H. U. McMillin .....	\$40
George Yelser .....	40
Charles Thomas .....	35

## REPORT OF COMMITTEE.

Mr. Whelan, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred Senate file No. 4, a bill for an act for the better protection of fish, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by inserting as section 2 the following:

“No person shall use more than two lines, with one hook on each line, in still fishing, trolling or otherwise.”

That the correction in the numbering of the several sections, made necessary by this amendment, be made, and that when so amended and corrected the bill do pass.

M. K. WHELAN,  
*Chairman.*

Ordered passed on file.

Mr. Miller of Cherokee offered the following report of Visiting Committee:

*To the Twenty-sixth General Assembly:*

Your Joint Committee, appointed to visit the Hospital for the Insane at Independence, for the purpose of examining said institution, beg leave to submit the following report:

Your committee spent Thursday and Friday, January 23d and 24th, at the hospital, making an examination of its various departments, having first organized by selecting A. C. Hotchkiss of the Senate as Chairman, and F. B. Manahan of the House as Secretary. Your committee found:

*First.*—That the appropriations made by the Twenty fifth General Assembly have been wisely expended and the results of the expenditures seem to be highly satisfactory, having added greatly to the capacity and general convenience and comfort of the hospital.

*Second.*—That none of the funds specifically appropriated have been diverted from the purposes for which they were appropriated.

*Third.*—That no indebtedness has been created in excess of the appropriations.

*Fourth.*—That the law relative to drawing money from the State Treasury has been complied with.

Your committee made as thorough and careful an investigation of the condition of the patients, their treatment, the quality of food furnished and the general discipline of the hospital

as was possible in the time at its command, and would report that in all these matters the management of the hospital is to be highly commended. The Superintendent appears to give careful supervision to all parts of the institution and, assisted by his wife, devotes much attention to matters of amusement and recreation for the patients.

The able corps of assistant physicians, nurses and attendants appear to be well qualified for their duties and active and faithful in their discharge. Under the management of the steward the financial affairs of the hospital appear to be conducted in a very business-like, efficient and economical manner.

Under the direction of the engineer and his assistant, the buildings are comfortably heated, well ventilated and lighted. Your committee cannot see how so large an establishment, having the care of so many unfortunate people, could do more for their health and comfort, and think that all the people of the state may feel justly proud that these people so sorely afflicted and so unfortunate, are by the liberal charity of the state so abundantly cared for.

The board of trustees asks for the following appropriations from this General Assembly:

Repair and contingent fund.....	\$ 10,000
Radiators and steam pipes.....	2,500
Steam mangle, bosom ironer and a brass washer.....	2,000
Hot water tank.....	600
Shower baths.....	500
Painting, varnishing and frescoing.....	2,000
Paving and plastering basement.....	1,400
Two hundred bedsteads and mattresses.....	2,400
To equip armory and gymnasium.....	300
Musical instruments and pictures.....	1,000
Books for literary and reading room.....	500
Improvement of grounds.....	2,000
To enlarge the conservatory.....	2,000
Paint and blacksmith shop.....	3,000
Ice house.....	3,000
Industrial building for men.....	5,000
Eighty acres of land.....	2,000

Your committee believes that all of these items are needed, and, so far as the state can do so, would recommend appropriations accordingly. Your committee would especially urge an appropriation for an industrial building for men, the purchase of the eighty acres of land, and a liberal appropriation for painting and frescoing and for general repairs.

A list of all the employes of the hospital, together with the compensation of each, is hereto attached, and marked exhibit "A."

Respectfully submitted,

A. C. HOTCHKISS,  
*Committee for the Senate.*  
F. B. MANAHAN,  
WIREMAN MILLER,  
*Committee for the House.*

PAY ROLL OF EMPLOYES IOWA HOSPITAL FOR INSANE AT  
INDEPENDENCE, IOWA.

NAME.	KIND OF EMPLOYMENT.	WAGES PER MONTH.
Gershon H. Hill.....	Superintendent.....	\$ 268.87
John C. Doolittle.....	First assistant physician.....	188.33
George Boody.....	Second assistant physician.....	100.00
Albert M. Barrett.....	Third assistant physician.....	50.00
M. C. Mackin.....	Fourth assistant physician.....	41.87
C. L. Thomas.....	Stewart.....	100.00
Mrs. Hannah Munnings.....	Matron.....	41.87
A. D. Guernsey.....	Engineer.....	100.00
W. S. Young.....	Assistant engineer.....	50.00
George W. Beaman.....	Electrician.....	40.00
John McMillan.....	Fireman.....	29.00
Herman Necker.....	Fireman.....	25.00
John Balfour.....	Fireman.....	25.00
James E. Neith.....	Gardener.....	35.00
O. V. Lauriston.....	Assistant gardener.....	28.00
William Jarvis.....	Butcher.....	45.00
Peter Bent.....	Assistant butcher.....	10.00
Charles Wilson.....	Hackman.....	22.00
Joseph F. Straw.....	Barnman.....	20.00
Hugh O'Toole.....	Teamster.....	20.00
W. R. Bliss.....	Teamster.....	20.00
Sam Harrington.....	Teamster.....	20.00
James Netcott.....	Storekeeper.....	40.00
Henry Schmidkonz.....	Oar man.....	24.00
John McDonald.....	Oar man.....	29.00
George Cole.....	Baker.....	40.00
Fred Wilson.....	Assistant baker.....	25.00
John Harrington.....	Kitchen man.....	17.00
J. F. Evett.....	Milkman.....	25.00
Timothy Healey.....	Milkman.....	23.00
John D. Geist.....	Laundry man.....	30.00
John Johnson.....	Farmer.....	30.00
Charles Munnings.....	Painter.....	40.00
W. Spronl.....	Painter.....	22.00
B. E. Cole.....	Painter.....	22.00
O. A. Wissler.....	Stenographer.....	40.00
N. M. Evers.....	Bookkeeper.....	45.00
H. A. Lindsay.....	Druggist.....	33.33
Robert A. Campbell.....	Tailor.....	18.00
F. Flannely.....	Cobbler.....	18.00
E. T. Moment.....	Supervisor.....	40.00
David Mundell.....	Assistant supervisor.....	35.00
Hugh Ballantine.....	Watchman.....	35.00
Philip Hickey.....	Watchman.....	30.00
David Riede.....	Attendant.....	30.00
Peter Thomas.....	Attendant.....	30.00
Horace Brink.....	Attendant.....	30.00
Henry Johnson.....	Attendant.....	30.00
H. E. Frane.....	Attendant.....	30.00
Burton Winn.....	Attendant.....	30.00
Lewis Kelo.....	Attendant.....	30.00
F. W. Murphy.....	Attendant.....	30.00
Lincoln Bowder.....	Attendant.....	30.00
William Schworm.....	Attendant.....	53.33



## PAY ROLL OF EMPLOYEES—CONTINUED.

NAME.	KIND OF EMPLOYMENT.	WAGES PER MONTH.
Ed. Dewey.....	Attendant.....	\$ 30.00
C. H. Livesy.....	Attendant.....	30.00
Arthur Lee.....	Attendant.....	25.00
M. T. Miller.....	Attendant.....	25.00
C. H. Hetrick.....	Attendant.....	24.00
John Mundell.....	Attendant.....	24.00
C. A. Newcomb.....	Attendant.....	30.00
J. H. Mitchell.....	Attendant.....	25.00
*Frank Waldron.....	Attendant.....	23.00
A. J. Rose.....	Attendant.....	23.00
Thomas H. Netcott.....	Attendant.....	22.00
H. W. Burkett.....	Attendant.....	22.00
A. C. Peck.....	Attendant.....	20.00
J. B. O'Brien.....	Attendant.....	19.00
J. E. Skelly.....	Attendant.....	20.00
David Leatherman.....	Attendant.....	20.00
E. A. Jones.....	Attendant.....	20.00
Herbert Tiffany.....	Attendant.....	19.00
Charles Hart.....	Attendant.....	20.00
C. Crynes.....	Attendant.....	19.00
M. B. Griffith.....	Attendant.....	20.00
P. F. Bissell.....	Attendant.....	19.00
F. Kopetzky.....	Attendant.....	20.00
*J. B. Hood.....	Attendant.....	18.00
W. C. Waldron.....	Attendant.....	18.00
R. F. French.....	Attendant.....	18.00
Emma E. Wiggin.....	Nurse.....	40.00
Florence Brown.....	Nurse.....	40.00
Dell Finney.....	Entertainer.....	20.00
Ella Blade.....	Supervisor.....	25.00
Ella Smith.....	Supervisor.....	30.00
Maggie O'Conner.....	Assistant supervisor.....	20.00
Jennie Palmer.....	Attendant.....	25.00
Mary Finley.....	Attendant.....	25.00
Ella Stafford.....	Attendant.....	25.00
Kate Martin.....	Attendant.....	25.00
Bertha Michaels.....	Attendant.....	25.00
Emie Raho.....	Attendant.....	25.00
Anna Clow.....	Attendant.....	25.00
Ella O'Brien.....	Attendant.....	25.00
Clara Stringer.....	Attendant.....	25.00
Lizzie Miller.....	Attendant.....	25.00
Sarah Nieth.....	Attendant.....	25.00
Ella Anderson.....	Attendant.....	25.00
*Maggie Coughlin.....	Attendant.....	25.00
Jennie Dewey.....	Attendant.....	25.00
Lou Peck.....	Attendant.....	25.00
Anna McGuire.....	Attendant.....	25.00
Nellie Johnstone.....	Attendant.....	25.00
Mary O'Toole.....	Attendant.....	25.00
Angie Brintnall.....	Attendant.....	25.00
Lulu Woodson.....	Attendant.....	25.00
Belle Harris.....	Attendant.....	25.00
Jennie Healy.....	Attendant.....	25.00
Mac Hughson.....	Attendant.....	25.00
Lotta Robertson.....	Attendant.....	20.00
Della Bowder.....	Attendant.....	20.00
*Kate Bishop.....	Attendant.....	19.00
Amelia K. Newcomb.....	Attendant.....	18.00
Maude Householder.....	Attendant.....	20.00
Roxy Morse.....	Attendant.....	18.00
Julia Delaney.....	Attendant.....	17.00
Belle Winscr.....	Attendant.....	16.00
Mary Peck.....	Attendant.....	20.00
Julia Nelling.....	Attendant.....	16.00
Susie McKee.....	Attendant.....	16.00
Kate Merrill.....	Attendant.....	17.00
Jean Drummond.....	Attendant.....	15.00
Mary Stapel.....	Attendant.....	15.00
Lillie Frank.....	Attendant.....	14.00
Mary Cole.....	Attendant.....	13.00
Carrie Kepner.....	Attendant.....	13.00
Ella Hicks.....	Attendant.....	12.00

\* Private attendants whose board and wages are paid here by relatives.

## PAY ROLL OF EMPLOYEES—CONTINUED.

NAME.	KIND OF EMPLOYMENT.	WAGES PER MONTH.
Etta Kenna.....	Attendant.....	\$ 12.00
Maggie Bridge.....	Attendant.....	12.00
Alice Haas.....	Attendant.....	12.00
Ida Dale.....	Attendant.....	12.00
Bertha Frederick.....	Attendant.....	16.00
Eva Funk.....	Attendant.....	12.00
Bertha Goldman.....	Attendant.....	12.00
Nettie Dodge.....	Attendant.....	12.00
Theresa Hintz.....	Cook.....	16.00
Viola Nieth.....	Kitchen girl.....	12.00
Rose Frank.....	Waitress.....	12.00
Mary Sui.....	Waitress.....	15.00
Minnie McDonald.....	Cook.....	27.00
Alice McDonald.....	Assistant Cook.....	16.00
Neillie Leehey.....	Kitchen girl.....	14.00
Maggie Mofft.....	Kitchen girl.....	13.00
Alice Diggins.....	Kitchen girl.....	13.00
Nettie Weiser.....	Kitchen girl.....	12.00
Annie Taggart.....	Kitchen girl.....	12.00
Lola Edwards.....	Kitchen girl.....	10.00
Mary Callahan.....	Order cook.....	15.00
Luetta Nieth.....	Order cook.....	12.00
Alice Delaney.....	Waitress.....	13.00
Martha Lenius.....	Waitress.....	13.00
Frances Funk.....	Seamstress.....	30.00
Hattie McDonald.....	Seamstress.....	16.00
Orpha Ross.....	Seamstress.....	15.00
Ella McDonald.....	Hall girl.....	12.00
Kate Stringer.....	Hall girl.....	12.00
Emma Reisner.....	Hall girl.....	10.00
Jennie Thomas.....	Laundry.....	27.00
Lizzie Callahan.....	Laundry.....	15.00
Agnes Winn.....	Laundry.....	12.00
Mary Hines.....	Laundry.....	12.00
Kate Gray.....	Laundry.....	12.00
Maggie Callahan.....	Laundry.....	11.00
Mary Ratchford.....	Laundry.....	11.00
Kate Finley.....	Ironer.....	20.00
Bertha Frank.....	Ironer.....	13.00
Hannah Schmidkonz.....	Ironer.....	12.00
Annie Finley.....	Ironer.....	11.00
Mary Galligan.....	Ironer.....	9.00
Sarah Cummings.....	Ironer.....	9.00
Mary Schworm.....	Cook, farmers' lodge.....	18.00
Annie McLaughlin.....	Kitchen, farmers' lodge.....	13.00
Anna Ferguson.....	Cook, grove hall.....	18.00
Anna Higgins.....	Kitchen, grove hall.....	12.00
Lida Wilson.....	Cook, sunnyside villa.....	12.00
Flora Duffy.....	Kitchen, sunnyside villa.....	12.00
Neillie Higgins.....	Chambermaid.....	12.00
+ Bud Camp.....	Carpenter, per day.....	2.00
+ Seth Peck.....	Carpenter, per day.....	2.00
A. S. Monshan.....	Carpenter, per day.....	2.00

\* Private attendants whose board and wages are paid here by relatives.

+ Per day without board or room.

STATE OF IOWA, }  
BUCHANAN COUNTY. } ss.

I, Gershom H. Hill, M. D., superintendent of the Iowa Hospital for Insane at Independence, Buchanan county, Iowa, do hereby certify that the above and foregoing copy of the pay roll for the month ending December 31, 1895, of the employes of said hospital is a true, correct and compared copy of the original pay roll for said employes as appears on record in my office. That I have personal knowledge of the employment of each individual named on said list, and know that the amounts which are paid to them are not in excess of proper emolument for the services rendered.

Witness my hand and seal of said hospital, affixed this 24th day of January, 1896.

GERSHOM H. HILL,  
Superintendent.

Mr. Bailey offered the following report of Committee to Visit Hospital for Blind at Vinton.

DES MOINES, Iowa, January 28, 1896.

*To the General Assembly of the State of Iowa:*

Your committee appointed to visit the College for the Blind at Vinton, Iowa, submit the following report:

We visited the institution on Thursday, January 23, 1896. We find that the appropriations made by the Twenty-fifth General Assembly were wisely spent for the purposes for which they were intended, and that all moneys drawn from the state have been so done in compliance with the provisions of the law. No debts have been contracted in excess of the appropriations; nor have any moneys been diverted from the channels for which they were intended.

We do not deem it necessary to go into a detailed report concerning the institution, but desire to say that the committee was highly gratified with the management of the school and can cheerfully commend the managers.

We feel that the state is receiving ample returns for all moneys expended by the institution, not only in providing for its unfortunates, but in securing for them able instructors and excellent means of acquiring an education whereby they are enabled to earn for themselves a living after going out from the institution.

The following from the biennial report of the college shows the number of persons employed by the school and the salaries of each:

One principal at \$1,200 per annum (lives in building).....	\$ 1,200.00
One secretary of the board at \$1,200 per annum (meals).....	1,200.00
One physician at \$450 per annum.....	450.00
One assistant principal at \$45 per month for ten months (lives in building)....	450.00
One literary teacher at \$70 per month for ten months (dinner).....	700.00
Three literary teachers at \$32.50 per month each for ten months (live in building).....	975.00
Two music teachers at \$40 per month each for ten months (live in building)..	800.00
One music teacher at \$40 per month for ten months (dinner).....	400.00
One sewing teacher at \$30 per month for twelve months (lives in building)....	360.00
One general work teacher at \$30 per month for ten months (lives in building).	300.00
One tuning teacher at \$40 per month for ten months (lives in building).....	400.00
One housekeeper at \$40 per month for twelve months (lives in building).....	480.00
Three matrons at \$25 per month each for ten months (live in building).....	750.00
One engineer at \$70 per month for twelve months (meals).....	840.00
One assistant steward at \$45 per month for twelve months (meals).....	540.00
Total cash amount per annum for salaries.....	\$ 10,475.00
Average cash salary of each officer per annum.....	498.80

Two girls at \$20 per month each for twelve months.....	\$ 480.00
Four girls at \$15 per month each for ten months.....	600.00
Three girls at \$12 per month each for twelve months.....	432.00
One girl at \$20 per month for ten months.....	200.00
Twelve girls at \$12 per month each for ten months.....	1,440.00
One porter at \$35 per month for twelve months.....	300.00
One fireman at \$35 per month for twelve months.....	300.00
One night watchman at \$40 per month for twelve months.....	480.00
Eight house cleaners at \$15 per month for two months.....	240.00
Total cash amount per annum for wages.....	\$ 4,472.00
Average wages of each employe per annum.....	135.51

The committee recommends the following appropriations which we believe to be the amounts actually needed for the different purposes, and would recommend that they be granted in full:

For a laundry building.....	\$ 5,000 00
For contingent and repair.....	2,000 00
For bedding and furniture.....	1,000 00
For painting.....	500 00
For library and apparatus.....	500 00
Total.....	\$ 9,000.00

Very respectfully submitted,

B. F. CARROLL,  
*From the Senate.*  
 C. F. BAILEY,  
 THOS. LAMBERT,  
*From the House.*

Mr. Hinman offered the following report of Committee to Visit Girls' Industrial School at Mitchellville:

MR. SPEAKER—Your Joint Committee to visit the Girls' Department of the State Industrial School at Mitchellville have performed their duty and beg leave to submit the following report:

Connected with the institution is a farm of 160 acres of high rolling prairie that seems to be well managed, proof of which may be seen in barns well filled with hay and cribs with corn, the potato crop alone being about 1,600 bushels. A large garden is planted each year with vegetables, which contribute to the healthfulness of the inmates in a large degree. A dairy of some twenty cows supply the girls with sweet, fresh milk, not, however, to so great an extent as could be desired. Two teams do the work of the farm and the greater part of the hawling of coal, etc., while a pony team does the carriage work. This, together with a quantity of hogs and chickens, complete the stock of the farm, and all are in splendid condition.

The sanitary condition is all that could be desired, the girls being generally healthful and cheerful and happy.

The hospital is in charge of a female physician, who seems to be fully competent.

A walk through all the departments shows order and neatness that cannot be excelled.

The girls are changed in work every four months, so that when they grade out, if possessed of reasonable intelligence, they are capable of doing any kind of house work, and many of them make efficient help. A trip to the cellar shows the excess of fruit, in cans and jars, the product of the farm, which contributes to comfort and healthfulness. The green house, the product of the last appropriation, is now affording a quantity of lettuce and fresh cucumbers, which will soon give up "their bed" to the propagating of early garden vegetables, while roses and pinks fill a niche in the wall, adding fragrance and cheer.

Too much cannot be said of the advantages of this school in reaching a class of girls, many of them depraved by birth and unfortunate in life and on the broad highway to ruin. We believe it a matter of economy to the state to gather and care for and educate these girls, redeeming them and turning them into honest and industrious womanhood, fully 75 per cent. of the number received, thereby saving to the state untold thousands of dollars in court expenses and materially raising the standard of morality and intelligence among the lower classes.

The school now has 144 inmates, more than the usual number, having graded out within the last few weeks, the average increase running about parallel with the increase in population of the state.

The superintendent and matron of the institution seem to be the right people in the right place, they having a thorough supervision of every department, administering with firmness and yet with a kindness that is truly commendable. They have wisely selected a corps of officers and teachers, each of which promptly and cheerfully take up the duties assigned her or him, and render faithful and efficient service to the state.

The buildings are in good condition, commodious in all their apartments and complete in their furnishings. There is, however, an earnest demand for a new building.

The room now used as a school room and chapel is badly needed as an additional family room. The room is inadequate for the necessary requirements, there being room for but 75

single seats, into which are crowded 140 girls. This room is also now used as a family room for the primary grade, and young girls have no seating advantages except the ordinary school seat or desk at any time of day, the younger and smaller girls not being able to let their feet rest upon the floor.

We would, therefore, make the following recommendation: That an appropriation be made by the Twenty-sixth General Assembly sufficient to put up a new building, making two convenient school rooms on lower floor and chapel above.

Estimated cost of which is.....	\$12,000
For seating same.....	600
For heating and lighting same.....	1,300
For contingent and repair fund.....	2,500
For winter wraps.....	300
For chaplain fund.....	300
For library and school books.....	100
For furnishing and furniture.....	200
Total.....	\$17,300

*First.*—We find that the appropriation made by the Twenty-fifth General Assembly has been wisely and economically expended for the objects for which they were appropriated; and

*Second.*—Also, no indebtedness has been contracted in excess of such appropriation.

*Third.*—We further find, according to the best of our knowledge and belief, that there has been no diversion of funds; and,

*Fourth.*—The law relating to the drawing of money from the State Treasury has been strictly complied with.

*Fifth.*—List of employees:

#### PAY ROLL.

C. C. Cory and wife, superintendent and matron.....	\$125.00
Levina Satterthwait, family manager.....	25.00
Rose Mintier, family manager.....	25.00
Harriet Fields, family manager.....	25.00
Louisa A. Morgan, kitchen manager.....	22.50
Blanche Hedges, kitchen manager.....	22.50
Roxie B. Plummer, kitchen manager.....	22.50
Mary Woodward, kitchen manager.....	22.50
Ella Williams, sewing room manager.....	22.50
Margaret Stitt, laundry manager.....	22.50
Amy Frye, school room manager.....	22.50
Mae Loonan, school room manager.....	22.50
Ella Craig, bake room manager.....	22.50

Mary M. Mars, physician.....	\$ 22.50
H. J. Morgan, gardener.....	32.50
Arch Williams, engineer.....	40.00
Daniel Elledge, farmer.....	35.00
Total.....	\$532.50

All of the above receive in addition to salary named, board, lodging, fuel and lights, except the last, who boards himself.

Your committee would recommend that some productive industry might be established whereby girls be made proficient in some trade, which would be of vast importance to them when they go out.

All of which is respectfully submitted.

E. M. SARGENT,

*Committee on part of Senate.*

S. N. HINMAN,

J. B. HAZEN,

*Committee on part of the House.*

The resolution of Mr. McAchran, referring to taxation of mortgages held by parties outside of the state was called up, and Mr. McAchran moved its adoption.

Carried.

Mr. Potter called up his resolution, relative to the introduction of bills after February 15th. and moved its adoption.

Mr. Temple moved the resolution lay over till Tuesday of next week.

Carried.

#### REPORT OF COMMITTEES.

Mr. Temple, Chairman of the Committee on Code Revision, First Division, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, First Division, to whom was referred House file No. 10, a bill for an act to revise, amend and codify the statutes in relation to corporations, beg leave to report that the Standing Committee on Insurance have demanded of this committee chapters (4) four, (5) five, (6) six, (7) seven and (8) eight of said act and that the same has been by this committee transferred to the Standing Committee on Insurance.

M. L. TEMPLE,

*Chairman.*

Ordered passed on file.

Mr. Temple, from the Committee on Code Revision, First Division, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, First Division, to whom was referred House file No. 10, a bill for an act to revise, amend and

codify the statutes in relation to corporations, beg leave to report that chapter 12 of said House file No. 10, relating to building and loan associations, has been demanded by the Standing Committee on Building and Loan associations and has by this committee been transferred to said Standing Committee under the standing resolution of this House.

M. L. TEMPLE,  
*Chairman.*

Order passed on file.

Mr. Cornwell offered the following resolution and moved its adoption:

*Resolved*, That the title of each bill introduced in the House shall disclose the subject to which it relates.

Adopted

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 121, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly of the State of Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Allen, House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Brighton, House file No. 123, a bill for an an act to amend sections 14 and 22 of chapter 33 of the acts of the Twenty-fourth General Assembly, in regard to the form and preparation of ballots at elections.

Read first and second time and referred to Committee on Elections.

By Mr. Chapman, House file No. 124, a bill for an act to provide for a lien on grain threshed or shelled.

Read first and second time and referred to Committee on Agriculture.

By Mr. Cornwall, House file No. 125, a bill for an act to amend section 6, chapter 60 of the acts of the Eighteenth General Assembly, relating to the number of reports of the supreme court furnished the State of Iowa on publishing contract.

Read first and second time and referred to Committee on Judiciary.

By Mr. Cornwall, House file No. 126, a bill for an act amending section 3173 of the Code of Iowa, relative to the amount in controversy on appeals to the supreme court.



Read first and second time and referred to Committee on Judiciary.

By Mr. Crow, House file No. 127, a bill for an act to aid city and township assessors to reach taxable property, as referred to in this act.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Doubleday, House file No. 128, a bill for an act to provide for draining public roads and wet lands and highways where the public health, convenience or welfare make it of public benefit, and amendatory to section 1207 of the Code of 1873 and following amendments.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Frazee, House file No. 129, a bill for an act to amend sections 14 and 22 of chapter 33, acts of the Twenty fourth General Assembly, relative to the manner of holding elections.

Read first and second time and referred to Committee on Elections.

By Mr. Funk, House file No. 130, a bill for an act to amend section 7 of article II, of the constitution of the State of Iowa, and to provide for its reference and publication, relating to woman's suffrage.

Read first and second time and referred to Committee on Woman's Suffrage.

By Mr. Garner (by request), House file No. 131, a bill for an act to repeal chapter 74 of the acts of the Twenty-fifth General Assembly, limiting the compensation of justices and constables.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Garner, House file No. 132, a bill for an act to provide for notice of intention to vote a school house tax at the annual district meeting.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Garner, House file No. 133, a bill for an act to repeal section 3508, chapter 1, title XXI, of the Code of 1873, and to provide a substitute therefor.

Read first and second time and referred to Committee on Judiciary.

By Mr. Gurley, House file No. 134, a bill for an act to permit bicyclists to use the highway

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Hauger, House file No. 185, a bill for an act to amend sections 2881 and 2882, chapter 9, title XII, of McClain's Code of Iowa, in relation to teachers' certificates.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Hendershot, House file No. 186, a bill for an act to provide for the appointment of an examiner of accounts of all county officers in the State of Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Hunt, House file No. 187, a bill for an act governing plumbing and plumbers in all cities and towns having water supply and sewerage.

Read first and second time and referred to Committee on Public Health.

By Mr. Klemme, House file No. 188, a bill for an act to amend section 589 of the Code in reference to the election of the clerks of district courts.

Read first and second time and referred to Committee on Elections.

By Mr. Lavender, House file No. 189, a bill for an act regulating the forfeiture of contracts for the sale of real estate.

Read first and second time and referred to Committee on Judiciary.

By Mr. Lowry, House file No. 140, a bill for an act to enable district townships to annex thereto, for school purposes, territory lying in the adjoining townships.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Lowry, House file No. 141, a bill for an act to regulate the satisfaction of record of mortgages and to provide for a fee to the recorder of deeds therefor.

Read first and second time and referred to Committee on Judiciary.

By Mr. McArthur, House file No. 142, a bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class.

Read first and second time and referred to Committee on Judiciary.

By Mr. McDowell, House file No. 143, a bill for an act to prohibit telephone companies from charging extra fees for sending messages crossing county lines within the state.

Read first and second time and referred to Committee on Telegraph, Telephones and Express.

By Mr. Marti, House file No. 144, a bill for an act to provide for the payment of the claim of Scott county against the State of Iowa for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa.

Read first and second time and referred to Committee on Claims.

By Mr. Miller of Buena Vista, House file No. 145, a bill for an act to repeal chapter 50 of the Twenty-fourth General Assembly and provide a substitute therefor, and to enlarge the duties and powers of the state dairy commissioners and provide an appropriation therefor.

Read first and second time and referred to Committee on Public Health.

By Mr. Morrison of Keokuk, House file No. 146, a bill for an act to amend section 4305 of McClain's Code, relative to expenditure of insane soldiers' pension.

Read first and second time and referred to Committee on Military.

By Mr. Nolan, House file No. 147, a bill for an act to amend chapter 33 of the acts of the Twenty-fourth General Assembly, and to provide further for the submission of public measures to the vote of the people, and method of petition of the voters.

Read first and second time and referred to Committee on Elections.

By Mr. Potter, House file No. 148, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district court.

Read first and second time and referred to Committee on Judiciary.

By Mr. Spaulding, House file No. 149, a bill for an act to provide cheaper school text books to the pupils of Iowa and uniformity of the same.

Read first and second time and referred to Committee on School and Text Books.

By Mr. St. John, House file No. 150, a bill for an act to authorize the state or county or other municipal corporation to

receive, hold and manage gifts, devices and bequests made thereto in trust for specific purposes.

Read first and second time and referred to Committee on Judiciary.

By Mr. St. John, House file No. 151, a bill for an act to amend section 1045 of chapter 2 of McClain's Code of Iowa, relating to registration of voters.

Read first and second time and referred to Committee on Elections.

By Mr. Temple, House file No. 152, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the state library and to provide for an extension of the use thereof.

Read first and second time and referred to Committee on Public Libraries.

By Mr. Temple, House file No. 153, a bill for an act to amend section 1 of chapter 16 of title 12 of the Code Commissioners' report.

Read first and second time and referred to Committee on Third Division Revision of the Code.

By Mr. Temple, House file No. 154, a bill for an act to amend section 4, chapter 17 of title 12 of the Code Commissioners' report.

Read first and second time and referred to Committee on Third Division Code Revision.

By Mr. Thompson, House file No. 155, a bill for an act to amend sections 5 and 9 of the Code, in reference to the election of clerks of the district courts.

Read first and second time and referred to Committee on Elections.

By Mr. Whittier, House file No. 156, a bill for an act to amend section 5 of chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa, relative to compensation of physicians and mid-wives for certain official duties.

Read first and second time and referred to Committee on Public Health.

Mr. Temple offered the following report of the First Division of the Code Revision Committee:

REPORT OF CODE REVISION COMMITTEE.

*First Division.*—Titles assigned to this division are:

Title I. (House file No. 2), pages 5 to 15.

Chapter 1—Sovereignty of Jurisdiction of the State, pages 5 and 6.

Chapter 2—General Assembly, pages 6 to 9.

Chapter 3—Statutes, pages 10 to 14.

Chapter 4—Code and Its Operation, page 14.

Chapter 5—Constitutional Amendments, page 16.

Title II. (House file No. 3), Executive Department, pages 17 to 41.

Chapter 1—Governor, page 17

Chapter 2—Secretary of State, pages 18 to 21.

Chapter 3—Auditor of State, pages 21 to 24.

Chapter 4—Treasurer of State, pages 24 to 26.

Chapter 5—Public Printer, pages 27 to 34.

Chapter 6—Custodian of Public Buildings, pages 35 and 36.

Chapter 7—Executive Council, page 37.

Chapter 8—Census, pages 37 and 38.

Chapter 9—Duties of Two or More Officers, pages 38 to 41.

Title III.—Judicial Department, pages 45 to 83.

Chapter 1—Organization of the Supreme Court, pages 45 and 46.

Chapter 2—Clerk of the Supreme Court, pages 46 and 47.

Chapter 3—Attorney-General, pages 47 and 48.

Chapter 4—Supreme Court Reporter, pages 48 to 50.

Chapter 5—District Court, pages 51 to 56.

Chapter 6—Superior Court, pages 56 to 60.

Chapter 7—General Provisions, page 61.

Chapter 8—Clerks of District Courts, pages 61 to 65.

Chapter 9—County Attorneys and Their Duties, pages 66 and 67.

Chapter 10—Attorneys and Counsellors, pages 68 to 71.

Chapter 11—Jurors, pages 71 to 75.

Chapter 12—Securities and Investments, pages 76 to 79.

Chapter 13—Notaries Public, pages 79 and 80.

Chapter 14—Commissions in Other States, pages 81 and 82.

Chapter 15—Administration of Oaths, pages 81 and 83.

Title IX. (House File 10)—Corporations, pages 304 to 305.

Chapter 1—Corporation for Pecuniary Profit, pages 305 to 309.

Chapter 2—Corporation Not for Pecuniary Profit, pages 309 to 311.

Chapter 3—Horticultural and Other Societies, pages 311 to 316.

Chapter 4—Insurance, Other Than Life, pages 316 to 332.

Chapter 5—County Mutual Insurance Association, pages 332 and 333.

Chapter 6—Premium Life Insurance Companies, pages 334 to 338.

Chapter 7—Assessment Life Insurance Companies, pages 339 to 345.

Chapter 8—Provisions applying to Life Insurance Companies, pages 343 to 349.

Chapter 9—Savings Banks, pages 349 to 354.

Chapter 10—State Banks, page 354.

Chapter 11—Banks, pages 355 to 359.

Chapter 12—Building and Loan Associations, pages 359 to 364.

Title XVI. (House file No. 17)—Domestic Relations, pages 649 to 645.

Chapter 1—Marriage, pages 649 to 650.

Chapter 2—Husband and Wife, pages 650 to 653.

Chapter 3—Divorce, Annulling Marriages and Alimony, pages 653 to 655.

Chapter 4—Minors, page 655.

Chapter 5—The Guardianship of Persons and Property, pages 655 to 660.

Chapter 6—Master and Apprentice, pages 661 to 663.

Chapter 7—Adoption, pages 663 to 664.

Chapter 8—Home for the Friendless, pages 664 and 665.

Title XVII. (House file No. 18)—Estates of Decedents, pages 669 to 694.

Chapter 1—Probate Court, pages 669 and 670.

Chapter 2—Wills and Letters of Administration, pages 670 to 676.

Chapter 3—The Settlement of Estates, pages 676 to 682.

Chapter 4—Descent and Distribution of Property, pages 680 to 683.

Chapter 5—Accounting and Miscellaneous Provisions, pages 687 to 694.

Title XXVI. (House file No. 27)—Discipline and Government of Jails and Penitentiaries, pages 1005 to 1020.

Chapter 1—Jails, pages 1005 to 1008.

Chapter 2—Penitentiaries, pages 1008 to 1020.

The Journal of yesterday was next corrected and approved.

Mr. Putnam was granted an indefinite leave of absence.

Mr. Manahan was excused until next Wednesday.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following substitution for the House concurrent resolution, relating to the purchase of maps.

#### JOINT RESOLUTION NO. 11—BY WATERMAN.

*Be it Resolved by the General Assembly of the State of Iowa, That the railroad commissioners are hereby directed to procure, at the earliest practicable date, 10,000 copies of the railroad commissioners' official map of Iowa, and suitable envelopes in which to mail the same, and that fifty copies be furnished to each member of the General Assembly, and that the remainder be distributed under the direction of the railroad commissioners.*

W. E. BULLARD,

*Secretary.*

On motion of Mr. St. John, Senate file No. 4, a bill for an act for the better protection of the fish, with the report of committee recommending passage as amended was taken up, considered, and the report of the committee adopted.

Mr. St. John moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis,

Lowry, McCachran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Messrs. Clark, Lauder, Manahan, Martin, Porter, Putnam, Temple, Voelker—8.

So the bill passed and the title was agreed to.

The Senate message in reference to Railroad Commissioner's map was called up and Mr. Gurley moved that the joint resolution be adopted.

Mr. Morrison of Grundy moved to amend the resolution by providing that 20,000 additional maps be printed and given to the State Superintendent of Public Instruction for the use of the public schools.

Amendment adopted.

Resolution, as amended, adopted.

Mr. Reed offered the following report of Visiting Committee:

#### REPORT.

*To the Twenty-sixth General Assembly of the State of Iowa:*

We, your committee appointed to investigate and report upon the condition of the Iowa School for the Deaf, at Council Bluffs, beg leave to submit the following:

On the 23d day of January we visited the institution and made a thorough investigation of its needs. On the day following we visited the school and examined the books, and found the work of the institution, upon the whole, to be in excellent condition. We think the children are making good advancement along educational lines and that the industrial work is especially good.

In response to the questions submitted for our consideration we answer:

*First.*—That the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended for the objects for which they were appropriated.

*Second.*—No indebtedness has been contracted in excess of appropriations.

*Third.*—We recommend an appropriation to enlarge the reservoir to sufficient size for the needs of the institution; that an appropriation be made to fix the ice pond and for an ice house; than an appropriation be made for strengthening the west wall of the boys' wing in the main building, the same being in a dangerous condition; that an appropriation of \$200 be made for school furniture; that an appropriation be made for sidewalks and grounds; that an annual appropriation be made for repair fund; that a small appropriation be made for the repair of the children's dining-room and dining-room furniture; that an appropriation be made for one additional boiler and a new boiler house; and that an appropriation of \$400 be made for a library fund.

*Fourth.*—There has not been a diversion of any money from the specific purpose for which it was appropriated.

*Fifth.*—No money had been drawn from the State Treasury, except in compliance with the law.

*Sixth.*—The following is a complete list of the employes of said institution, showing their compensation:

	Per Annum.
Henry W. Rothert, superintendent, resident .....	\$ 2,250.00
G. L. Wyckoff, principal, non-resident .....	1,700 00
Edwin Southwick, teacher, non-resident .....	1,050.00
Conrad Zorbaugh, teacher, non-resident .....	1,050.00
Frank Holloway, teacher, non-resident .....	1,200.00
Hiram Phillips, teacher, resident .....	1,200.00
C. Spruit, teacher, non-resident .....	1,300.00
W. S. Marshall, teacher, non-resident .....	1,300.00
John W. Barrett, teacher, non-resident .....	800.00
Florence Wilcoxon, teacher, resident .....	600.00
Florence Clement, teacher, resident .....	600.00
Fannie Glenn, teacher, resident .....	600 00
Margaret Hamilton, teacher, resident .....	600.00
Margaret Watkins, teacher, resident .....	600.00
Mrs. A. Hardie, teacher, resident .....	550.00
E. J. Israel, teacher, resident .....	550 00
Katharine King, teacher, resident .....	550.00
Cora E. Coe, teacher, resident .....	500.00
Francis Eddy, teacher, resident .....	450.00
Fanny Williams, teacher, resident .....	300.00
Lizzie Fuller, teacher, resident .....	300.00
Mrs. Henry W. Rothert, matron, resident .....	750.00



	Per Month.
Alexander Hardie, bookkeeper, resident.....	\$ 70.00
J. J. Kies, boys' supervisor, resident.....	50.00
Martha Dinsdale, girls' supervisor, resident.....	40 00
Mrs. Mamie Pool, small boys' supervisor, resident.....	30.00
Mrs. M. E. Brown, nurse, resident.....	25.00
F. W. Baluff, engineer, non-resident.....	85 00
Elmira Mickle, sewing department, resident.....	35.00
Lena Seyfert, ironing room, resident.....	18.50
L. W. Pond, shoe shop, resident.....	50.00
Z. B. Thompson, printing office, non-resident.....	60.00
G. C. Taylor, carpenter shop, non-resident.....	70 00
Peter Nelson, gardener, resident.....	35.00
David Ryan, teacher of gymnastics, resident.....	25 00

Respectfully submitted,

WARREN GARST,

*Committee from the Senate.*

J. F. REED,

J. T. P. POWER,

*Committee from the House.*

Mr. Brinton offered the following report:

MR. SPEAKER—Your fourth division of the Code Revision Committee, in compliance with the resolution of the House, adopted January 29, calling for a tabulated statement of House files Nos. 7, 14, 23, 24 and 25, showing the subject of each title and chapter thereof, with pages on which the same may be found in the Revised Code, as reported by the Code Commission, beg leave to report the following, showing the references made by the House of said House files to the division of the Revision Committee:

*Title VI.—Elections and Officers.*

- Chapter 1—Election of Officers, page 193.
- Chapter 2—Registration, page 199.
- Chapter 3—Elections, page 203.
- Chapter 4—Canvass of Votes, page 218.
- Chapter 5—Presidential Elections, page 224.
- Chapter 6—Qualifications for Office, page 224.
- Chapter 7—Contesting Elections, page 228.
- Chapter 8—Removal from Office, page 235.
- Chapter 9—Supervision of Officers, page 236.
- Chapter 10—Vacancies in Office, page 237.
- Chapter 11—Discharge of Sureties, page 240.
- Chapter 12—General Provisions, page 241.

*Title XIII.—Education.*

- Chapter 1—State Superintendent, page 534.
- Chapter 2—Educational Examiners, page 535.
- Chapter 3—University, page 536.
- Chapter 4—Agricultural College, page 539.
- Chapter 5—Normal School, page 544.

- Chapter 6—Orphans' Home, page 546.
- Chapter 7—Institution for Feeble Minded Children, page 548.
- Chapter 8—Industrial School, page 550.
- Chapter 9—College for the Blind, page 553.
- Chapter 10—Industrial Home for the Blind, page 555.
- Chapter 11—School for the Deaf, page 556.
- Chapter 12—County High Schools, page 557.
- Chapter 13—County Superintendents, page 559.
- Chapter 14—Common Schools, page 562.
- Chapter 15—Uniformity of Text Books, page 592.
- Chapter 16—School Fund, page 585.
- Chapter 17—State Library, page 591.
- Chapter 18—Historical Society, page 594.

*Title XXII.*

- Chapter 1—Justices of the Peace, page 833.

*Title XXIII.*

- Chapter 1—Evidence, page 849.

*Title XXIV.—Public Offenses.*

- Chapter 1—Treason, page 865.
- Chapter 2—Against Life or the Person, page 865.
- Chapter 3—Against Property, page 871.
- Chapter 4—Malicious Mischief, Trespass, page 874.
- Chapter 5—Larceny, page 879.
- Chapter 6—Forging and Counterfeiting, page 882.
- Chapter 7—Against Public Justice, page 885.
- Chapter 8—Against Suffrage, page 891.
- Chapter 9—Against Chastity, Morality and Decency, page 894.
- Chapter 10—Against Public Health, page 901.
- Chapter 11—Against Public Policy, page 905.
- Chapter 12—Against Public Peace, page 912.
- Chapter 13—Cheating, Fraud, Conspiracy, page 913.
- Chapter 14—Nuisances, page 920.
- Chapter 15—Libel, page 921.

M. H. BRINTON.

*Chairman.*

On motion of Mr. Wood, the House adjourned until 10 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, February 1, 1896. }

House met at 10 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. B. F. W. Cozier, of the M. E. Church, Colfax, Iowa.

The Journal of yesterday was corrected and approved.

PETITIONS AND MEMORIALS.

Messrs. Bowen and Van Houten presented petitions of citizens of their respective counties, relative to the age of consent.

Referred to Committee on Judiciary.

Mr. Van Houten presented petition of W. J. Sutter and others in reference to pure foods.

Referred to Committee on Public Health.

Mr. Evans presented petition of citizens of Seymour, Iowa, relative to peddlers.

Referred to Committee on Code Revision, Fifth Division.

Mr. Morrison of Grundy presented three petitions of citizens of Grundy county, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Crow presented resolution of Cloutman Post No. 69, G. A. R., in reference to medallions and figures on the soldiers and sailors' monument.

Referred to Committee on Military.

Mr. Miller of Cherokee offered the following joint resolution:

*Be it Resolved by the General Assembly of the State of Iowa, That the Secretary of State be directed to furnish suitable stationery for the use of the members of the Senate and the House.*

Adopted

Mr. Doubleday offered the following resolution and moved its adoption:

WHEREAS, There is quite a call for Bill No. 43, or what is known as the Torrens Land Title bill; therefore, be it

*Resolved*, That the State Printer be required to print 300 additional copies of the Torrens Land Title Bill or House file bill No. 43.

Adopted.

Mr. Hinkhouse offered the following resolution, which was laid over under rule 84:

*Resolved*, That the Speaker appoint a committee of three to investigate and report to the House of Representatives on or before February 10 the following facts:

*First*.—Did ex-Auditor J. L. Brown receive his salary from the time he was forced from his office until he again gained possession thereof?

*Second*.—Did the State of Iowa provide and pay for counsel for ex-Auditor J. L. Brown during his trial?

*Third*.—Did the State of Iowa pay all of the costs of ex-Auditor Brown during his trial to get possession of the office that the electors of the state chose him to take charge of?

Mr. Merriam called up the resolution in reference to the state finances and moved its adoption.

Carried.

Mr. Brighton was granted permission to withdraw the resolution, which he introduced by request, and was laid over, in reference to a telephone boy.

Mr. Johnston of Franklin offered the following resolution and moved its adoption.

*Resolved*, That a committee of three members of this House be appointed by the Speaker to draft appropriate resolutions on the death of Captain John W. Luke, who was a member of the Twenty-second and Twenty-third General Assemblies, and at the time of his death the chairman of the Board of Railroad Commissioners of Iowa.

Adopted.

Mr. Allen offered the following resolution and moved its adoption:

*Resolved*, That all committee reports on bills be submitted to the House in duplicate.

Mr. Van Houten moved the resolution be submitted to the Committee on Rules.

Motion lost and resolution adopted.

Mr. McDonald offered the following report of the visiting committee to the Soldiers' Orphans' Home at Davenport:

*To the Honorable Senate and House of Representatives:*

Your committee appointed to visit the Soldiers' Orphans' Home and Home for Indigent Children respectfully submit the following report:

The home is a small village bounding three sides of a hollow square, with eighteen cottages and an industrial and administration building, boiler and engine room, barns, store room and ice house, all situated in the midst of fifty-seven acres of land adjacent to the city of Davenport, Scott county. The cottages are mostly one story, divided into a sitting-room and dormitory in which are crowded, on an average, twenty-four children, with a matron and two or three older children to assist in taking care of the younger ones.

The average number of children in this home is nearly five hundred of different ages from two years old up to fourteen, at which mature age they are generally supplied with places in families throughout the State of Iowa. The education and training, morally, intellectually and physically, they receive at the home being for them a commendation which is an "open sesame" to the shelter and protection of good private families until the hour of their majority comes, when they, like all other adult mortals, must bear the "burden" of life for themselves.

About one-half this number of orphans which sojourn in this home are the descendants of soldiers and the other half are "county children," so-called, who are sent to this home instead of the county poor houses. It is an everlasting procession of otherwise homeless and fatherless little girls and boys marching into a hospitable house provided by the state, there to be loved, caressed, fed, clothed, taught and supported until they can march out into places of honorable employment and become self-supporting citizens.

There the helpless little ones find the tenderness, kindness and solicitude of a kind matron's love, and as they advance toward the years of accountability are taught in many departments of practical industry, and receive a good elementary English education, so that they are equipped to go out and begin the interesting battle of life with the same advantages as the more fortunate who have been reared in the sunlight of parental homes.

This home turns out its tens and hundreds every year of stalwart boys and pure girls, fitted for usefulness in all the walks of life who would otherwise be candidates for our jails, penitentiaries and "palaces of sin" which in the end prove rather to be the vestibules of hell.

These homes arrest the onward march of tens of thousands of our children towards the goal of vice and crime and a felon's fate, and turn them into paths of honor and virtue. Any one visiting this institution and looking into the faces of this household of five hundred children taken up out of haunts of poverty, wretchedness and crime and transformed into brave young men and lovely young ladies, must involuntarily thank God for man's humanity to man and feel increased pride in the grand Hawkeye state, which was the first in all the world to extend the blessings of home and hearthstone to helpless orphans as they totter from their cradles towards otherwise numberless pitfalls and dangers.

There, in this orphan's home, is as good an illustration of the Christian's dream of the kingdom of heaven begun on earth as can be found in this world. Apparently all is peace and harmony there. No quarrelling, or contention, or angry words, or tearful faces, unless it be tears of sympathy for the unavoidable ills to which all are everywhere exposed. "Suffer little children to come unto me, for such is the kingdom of Heaven," were the words of the great Master.

Grand and humane as all our asylums for the unfortunate are, still there is no institution which more incarnates the teaching of our holy religion than this home at Davenport, which is ever reaching out its arms all over the State of Iowa to rescue her unfortunate children from suffering and crime and premature death, and making them happy, honorable and useful citizens of this great commonwealth.

We cannot too highly praise the management of the trustees, some of whom stand guard and watch over these little ones almost every day in the week with all the interest of real parents for their own children.

The superintendents, matrons, assistants and teachers are apparently faithful, frugal and kind. The hundreds of cheerful faces of the little ones and the confidence with which they approach these guardians and nestle into their arms, demonstrates that it is a community where kindness and not tyranny holds uninterrupted sway. Its great utility must be apparent to all philanthropists and statesmen.

It is economy to maintain an institution whose tendency is to minimize all evil and depopulate our jails and prisons and asylums, by turning the steps of the children of the unfortunate, from whose ranks the criminal classes have been largely

recruited in the past, into the pathways that lead to honor, competency and happiness.

#### WHAT THE HOME NEEDS.

We could recommend all the appropriations suggested by the trustees and superintendent, but we know that our resources are limited to furnishing necessities for all our benevolent and reformatory institutions. The greatest need of the home to-day is more land, so the boys can be taught farming and horticulture, and the vegetables can be raised by them, that are consumed at the home.

Next there is great need that the industrial building be extended so that other and more trades can be taught.

There should also be an appropriation extending the steam heating appliances to the other cottages now heated with stoves. Many, if not all, the remaining one-story cottages should have the addition of another story so that a cottage will accommodate forty children better and with better ventilation than it now accommodates twenty-four.

The ice house is a small, tumble-down affair. It should be enlarged and all the appliances for cold storage be supplied. It is impossible to economize in the buying of supplies in quantities without the facilities of cold storage to preserve what is so bought.

The foregoing are the most important demands or crying needs of the home. We therefore recommend the following appropriations:

For the purchase of an additional forty acres of land.....	\$8,000
For the improvement of cottages by adding another story.....	8,000
For the extension of the water and steam heating pipes to the four cottages now without such supply.....	2,000
Ice house and cold storage.....	2,000
Contingent fund.....	5,000
Water tank.....	500

We would gladly endorse appropriations for conservatory and library and other desirable purposes, but the state must economize and keep as much as possible the burden of taxation from the people and the many private homes which are no more provided with accommodations than our public home will be if the above appropriations are made.

All of which is respectfully submitted by your committee.

L. A. ELLIS,  
*Committee of the Senate.*

M. McDONALD,  
*Committee of the House.*

Mr. Hendershot moved that the report of the Committee on Rules go over till Tuesday.

Carried.

Mr. Nolan offered Joint Resolution No. 5, memorial to United States Congress from the Legislature of Iowa:

WHEREAS. A system of gambling in the future prices of our country's products by and through boards of trade of our great commercial centers has obtained a foothold which is largely destructive to our business interests, subverting from its proper channels, the regulating of such prices by the proper laws of supply and demand and inimical to the morals of our people; therefore, be it

*Resolved, by the General Assembly of the State of Iowa, That we memorialize our National Congress, now in session at Washington, D. C., to enact a stringent law prohibiting all such gambling in the probable future prices of our countries' products (principal among which products are grains, pork products, cotton, commercial oils, etc.), and that all parties proposing or agreeing to sell such products must be possessed of such offered products or storage certificates therefor; and also for providing strong and sufficient penalties for the violation of such national statutes.*

Laid over under rule 34.

Mr. Crow offered the following Joint Resolution No. 6 and moved its adoption:

*Resolved, by the General Assembly of the State of Iowa, That the sum of \$5 per day for each session of the House and Senate respectively be and is hereby appropriated for the payment of the clergymen who officiate as Chaplains.*

Adopted.

Mr. Crow offered the following concurrent resolution and moved its adoption:

*Be it Resolved by the House, the Senate concurring, That the commission appointed to locate and erect the soldiers' and sailors' monument is hereby directed to remove the figure on the top thereof and erect in its place a typical soldier in full dress uniform in the position of right shoulder shift arms with rifle in hand faced toward the Capitol building.*

Mr. Bell moved the resolution be laid on the table.

Lost.

The resolution was then laid over under rule 34.

#### REPORTS OF COMMITTEES.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 36, a bill for an act to amend section 6345 of the Code, relating to evidence, beg leave to report that they have had the same under



consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 65, a bill for an act to legalize all special elections held, or attempted to have been held, since February 16, 1894, in any city of Iowa of over 5,000 inhabitants to vote taxes not to exceed 5 per cent. on the assessed value thereof, to construct or to aid in the construction of a highway bridge or a combination bridge suitable for a highway, and for railway purposes across any navigable boundary river of Iowa, including the levy of said taxes and all acts leading up to the same and laws thereunder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 35, a bill for an act to prevent the adulteration of candy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same be referred to the Committee on Public Health.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Morrison of Grundy, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred House file No. 69, a bill for an act to prohibit the manufacture and sale of cigarettes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

By inserting after the word "cigarette," in section 1, "or any cigarette paper, wrapper or other device intended to be used in the preparation of cigarettes."

By striking out, in section 2, the words "one hundred" and inserting the word "fifty" after the words "ten nor more than."

By striking out the word "twenty-five" and inserting the words "one hundred" after the words "a fine not less than."

By striking out the words "less than thirty days nor" after the words "county jail not."

By striking out the word "three" and inserting the word "six" between the words "than" and "months" in said section 2.

J. D. MORRISON,  
*Chairman.*

Ordered passed on file.

Mr. Hauger submitted the following report of the committee appointed to visit the Agricultural College:

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your Joint Committee appointed to visit the Agricultural College at Ames ask leave to report that they have performed the duty assigned to them and submit the following:

*First.*—Upon careful inspection we are satisfied that the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended for the objects for which the appropriations were made.

*Second.*—No indebtedness has been contracted in excess of appropriations, save as ordered by executive council for the purpose of temporary water supply.

*Third.*—There has been no diversion of money from the specific purpose for which it was appropriated.

*Fourth.*—The law relating to drawing money from state treasury has been complied with.

*Fifth.*—A complete list of employes with salaries is given below on exhibit marked "A."

*Sixth.*—The condition of the buildings in general are very good, except a few repairs, and especially the repairing of the farm barn. On exhibit marked "B" is a full list of the demands of said institution, which amounts could be wisely and economically used, but the committee believe that some are of immediate and vital importance, such as emergency fund for deep well; equipment of water works, including tower and tank; machine, manual training and forge shops, and foundry, farm barn, sewerage disposal system, and the free printing of bulletins. Also the experimental poultry house and equipment. The committee believe that a reasonable amount be appropriated for the machine; manual training and forge shops, and foundry.

Your committee are impressed with the thought that the college is of great value to our people and state. That the instructions imparted in the various branches of industry as well as literature and science are invaluable to the commonwealth. To ennoble and dignify labor, to create a love for

agricultural pursuits, which is the leading avocation of our people and should be fostered and encouraged by all reasonable and available measures. The munificent donation of the general government in endowing the institution should be supplemented by a wise and liberal support from the state.

Respectfully submitted,

WM. B. PERRIN,

*Committee on behalf of the Senate.*

THOS. F. NOLAN,

W. E. HAUGER,

*Committee on behalf of the House.*

EXHIBIT "A."—SALARIES FOR 1896.

W. M. Beardshear, president.....	\$ 3,850
M. Stalker, veterinary science.....	1,600
J. L. Budd, horticulture.....	2,000
E. W. Stanton, mathematics and secretary of board.....	2,200
J. R. Lincoln, military science.....	1,800
A. A. Bennett, chemistry.....	1,600
Herbert Osborn, zoology and entomology.....	1,600
W. H. Wynn, English literature and history.....	1,800
L. H. Pammel, botany.....	1,800
Domestic economy.....	800
James Wilson, agriculture and director experimental station.....	2,500
J. B. Weems, agricultural chemistry.....	1,600
Miss Margaret Doolittle, languages.....	900
W. S. Franklin, physics.....	2,000
G. W. Bissell, mechanical engineering.....	1,800
A. Marston, civil engineering.....	1,600
Miss Celia Ford, preceptress in languages.....	900
Mrs. Sallie S. Smith, preceptress.....	750
W. E. Harriman, M. D., pathology and college physician.....	1,300
C. F. Curtiss, assistant director experiment station.....	1,800
W. B. Niles, veterinary science.....	1,700
W. H. Meeker, mechanical engineering.....	1,400
Marie L. Chambers, elocution.....	500
S. W. Beyer, geology and zoology.....	1,200
L. B. Spinney, physics.....	900
Herman Knapp, treasurer and recorder.....	950

The following professors—Bennett, Osborne, Wilson, Marston, Franklin, Meeker and Stanton—each live in college houses, which rent is valued at \$200 per year, which amount is above the salary as given above, according to agreement.

## EXHIBIT "B."

Emergency fund for deep well.....	\$15,000
Equipment of water works, including tower and iron tank.....	21,000
Green house.....	12,000
Machine, manual training, forge shops and foundry.....	32,000
Armory, large auditorium and gymnasium.....	28,000
Farm barns.....	5,000
Veterinary hospital, barn, etc.....	5,000
Mining engineering.....	7,000
The chair of pedagogy.....	4,000
Experimental poultry house and equipment.....	3,000
Sewerage disposal system.....	3,500

Mr. Nietert offered the following resolution on the death of Hon. C. G. Gitchell, and moved its adoption:

MR. SPEAKER—Your committee to draft resolutions on the death of C. G. Gitchell, beg leave to make the following report:

WHEREAS, It has pleased an all wise and just Providence to remove from our midst the Hon. C. G. Gitchell of Linn county, who was a member of this House in the Twenty-third and Twenty-fourth General Assemblies of Iowa, an honored and respected pioneer citizen of the state; therefore, be it

*Resolved*, That the people of this state, by his death, have lost a wise and able legislator, a good counsellor, and an honorable and upright citizen; a man, with whom it was ever pleasant to meet, who always had a kind word of comfort and cheer for all; liberal in his views, yet firm in his convictions of right and justice; charitable toward all and generous to the needy.

*Resolved*, That the House do hereby tender to his family the sympathy of this body, and that a copy of these resolutions be sent to his bereaved widow. Be it further

*Resolved*, That the Chief Clerk of the House cause a copy of these resolutions to be spread upon the House Journal.

H. J. NIETERT,  
P. A. SMITH,  
W. G. LADD,  
*Committee.*

Adopted.

Mr. Williams offered the following report of the visiting committee to visit the Benedict Home in Des Moines:

MR. SPEAKER—Your committee appointed to visit the Benedict Home located in the city of Des Moines, beg leave to submit the following report:

*First.*—We find that the appropriations made by the Twenty-fifth General Assembly to have been wisely and economically expended, as we believe, for the purposes for which they were appropriated.

*Second.*—There has been no indebtedness incurred for any purpose, so far as your committee was able to learn.

*Third.*—The home is in need of repairs and additional room for inmates and a room for chapel and school purposes.

*Fourth.*—There has been no diversion of funds for any purpose other than that for which it was intended.

*Fifth.*—All forms required by law have been complied with in reference to drawing money from the State Treasurer.

*Sixth.*—All work about the Benedict Home is done by the inmates without remuneration except the manager, who receives fifty dollars (\$50) per month, and puts all her time in superintending the affairs of the home.

*Seventh.*—In conversation with the inmates your committee find very general satisfaction, and in examining bills of purchase found them very reasonable, (one member of the committee being a grocer.)

#### GENERAL REMARKS.

Your committee would suggest that support for running expenses as the first care, but would say that repairs are needed and a room for chapel and school room, as at present they are greatly at a disadvantage as at present situated. We believe this institution is doing good.

Your committee recommends that the amount asked for (\$10,000) be allowed.

All of which is respectfully submitted,

THOS. BELL,

*Committee on part of the Senate.*

S. WILLIAMS,

J. R. WHEELER,

*Committee on part of the House.*

The following report was offered by Mr. Finch:

MR. SPEAKER—Your committee, division three of the Code, respectfully report that chapters 14, 16 and 17 of title 12 (bill 13) have been transferred to Committee on Public Health.

P. FINCH,

*Chairman.*

Mr. Grote was excused till Monday.

Mr. Early was excused until Tuesday.

Mr. Weaver offered the following report:

MR. SPEAKER—In compliance with the resolution of the House, asking Chairman of Committee on Code Revision for a statement of House files

which was assigned to the fifth division of the Code Revision Committee, beg leave to submit the following report, showing the references made to said committee, viz:

*House File No. 8.*

Chapter 1—Assessment of Taxes, page 245.

Chapter 2—Collection of Taxes, pages 268.

Chapter 3—Security of Revenue, page 279.

*House File No. 9.*

Chapter 1—Establishing Roads and Highways, page 285.

Chapter 2—Working Roads and Highways, page 292.

Chapter 3—Ferries and Bridges, page 300.

*House File No. 15.*

Chapter 1—Rights of Aliens, page 597.

Chapter 2—Title in State or County, page 599.

Chapter 3—Perpetuities and Gifts, page 601.

Chapter 4—Personal Property, page 601.

Chapter 5—Real Estate, page 602.

Chapter 6—Conveyances of Real Estate, page 604.

Chapter 7—Occupying Claimants, page 611.

Chapter 8—Homestead, page 612

Chapter 9—Landlord and Tenant, page 615.

Chapter 10—Walls in Common, page 616.

Chapter 11—Easements in Real Estate, page 617.

*House File No. 16.*

Chapter 1—Weights and Measures, page 621.

Chapter 2—Money of Account, page 626.

Chapter 3—Notes and Bills, page 627.

Chapter 4—Sender, page 630.

Chapter 5—Sureties, page 631.

Chapter 6—Private Seals, page 631.

Chapter 7—Assignment for Creditors, page 632.

Chapter 8—Mechanics' Heirs, page 635.

Chapter 9—Limited Partnership, page 640.

Chapter 10—Warehousemen, Liverymen, etc., page 642.

*House File No. 26.*

Chapter 1—Public Officers, page 925.

Chapter 2—Magistrates and Peace Officers, page 925.

Chapter 3—Resistance to Offenses, page 926.

Chapter 4—Security to Keep the Peace, page 926.

Chapter 5—Vagrants, page 929.

Chapter 6—Resistance to Process, etc., page 932.

Chapter 7—Local Jurisdiction, page 933.

Chapter 8—Limitation of Prosecutions, page 934.

Chapter 9—Fugitives from Justice, page 935.

Chapter 10—Preliminary Information, page 937.

Chapter 11—Arrest, page 939.

Chapter 12—Preliminary Examination, page 943.

- Chapter 13—Empanelling the Grand Jury, page 946.  
Chapter 14—Duties of the Grand Jury, page 948.  
Chapter 15—Finding of Indictments, page 951.  
Chapter 16—Indictment, page 952.  
Chapter 17—Process upon Indictment, page 956.  
Chapter 18—Arraignment, page 957.  
Chapter 19—Setting Aside Indictment, page 958.  
Chapter 20—Pleading by Defendant, page 960.  
Chapter 21—Changing of Place of Trial, page 961.  
Chapter 22—Trial Jury, page 963.  
Chapter 23—Challenging the Jury, page 963.  
Chapter 24—Trial to Jury, page 965.  
Chapter 25—Jury after Submission, page 970.  
Chapter 26—Verdicts, page 970.  
Chapter 27—Exceptions, page 972.  
Chapter 28—New Trial, page 973.  
Chapter 29—Arrest of Judgment, page 974.  
Chapter 30—Judgment, page 974.  
Chapter 31—Execution, page 976.  
Chapter 32—Appeals, page 977.  
Chapter 33—Impeachment, page 979.  
Chapter 34—Evidence and Witnesses, page 981.  
Chapter 35—Bail, page 983.  
Chapter 36—Lien and Release of Bail, page 985.  
Chapter 37—Forfeiture of Bail, page 986.  
Chapter 38—Re-commitment after Bail, page 987.  
Chapter 39—Money Instead of Bail, page 987.  
Chapter 40—Surrender of Defendant, page 988.  
Chapter 41—Lien of Judgment; Stay, page 989.  
Chapter 42—Liberation of Poor Convicts, page 989.  
Chapter 43—Dismissal, page 989.  
Chapter 44—Insanity of Defendant, page 990.  
Chapter 45—Search Warrants, page 991.  
Chapter 46—Property Stolen or Embezzled, page 994.  
Chapter 47—Trials before Justices of the Peace, page 995.  
Chapter 48—Compromising Offense, page 1009.  
Chapter 49—Pardons and Remissions, page 1001.  
Chapter 50—Illegitimate Children, page 1002.

Respectfully submitted,

H. O. WEAVER,  
*Chairman.*

Mr. Lambert submitted the following resolutions, which were referred to the Committee on Military.

Resolutions adopted by A. W. Drips Post No. 74, G. A. R., Tuesday evening, January 21, 1896:

WHEREAS, The Legislature of the state has appropriated \$150,000 for the erection of a soldiers' monument to perpetuate the valor and achievements of Iowa soldiers; and

WHEREAS, The Soldiers' Monument Commission have persistently disregarded the protests of soldiers by not giving the regiments concerned the right to name their candidates at their reunions or otherwise; and by using the rankest discrimination in the selection of candidates have brought it about so that while thirty-three regiments or organizations are recognized, one of them with as many as ten places, some twenty-seven organizations are totally unrepresented; and

WHEREAS, An attempt is being made to distribute the honors among a few localities, as well as regiments, so that ten counties have some fifty places, or two-thirds of the whole, while other counties which stood high up in percentage and number of soldiers furnished are shamefully passed over;

*Resolved, By A. W. Drips, Post No. 74, G. A. R., Maquoketa, Iowa,* That in view of the seeming inability to recognize each regiment worthily and at the same time to give a much larger number of counties a representation, we call upon the Legislature to crush infamy, and to substitute ideal figures when figures are necessary, to the end that no regiment or community be recognized.

*Resolved, That we heartily second the request of Brownell Post No. 222, Cedar Falls, Iowa,* that the "panel on the east face shall be filled with a bronze base-relief representing rebels firing on Ft. Sumpter, and on the west face the rebel surrender at Appomattox, the Alpha and Omega of the Rebellion." And we further recommend that the spaces reserved for medallions be filled with tablets giving the names of battles in which Iowa soldiers took part, and that the equestrian and all other figures give place to such emblematic figures as will best comport with the idea of a soldiers' monument, while at the same time recognizing individuals.

*Resolved, That our Representative in the Legislature be instructed to further the object of these resolutions, and that the papers of the county and the state be requested to give publicity to them, and that a copy be sent to the department commander of the G. A. R. and to each member of the commission.*

J. A. CARSON,  
*Commandant.*

T. J. LANCASTER,  
*Adjutant.*

#### MESSAGE FROM THE SENATE.

The following message was received from the senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following Joint Resolution No. 4, in which the concurrence of the House is asked:

#### JOINT RESOLUTION NO. 4.

*Be it Resolved by the General Assembly of the State of Iowa,* That the Secretary of State be directed to furnish suitable stationery for the use of the members of the Senate and the House.

W. E. BULLARD,  
*Secretary.*



The following list shows the committee assignments of the various members of the House:

ALLEN -----	{ Ways and Means. Code. Judiciary. Appropriations. Insurance. Federal Relations. Claims. Printing.
BAILEY -----	{ Telegraph, Telephone and Express. Agriculture. Roads and Highways. Military. Horticulture. Pardons. Judicial Districts.
BAKER -----	{ Suppression of Intemperance. Private Corporations. Municipal Corporations. Labor. County and Township Organizations. Pharmacy. Judicial Districts.
BELL -----	{ Ways and Means. Code. Telegraph, Telephone and Express. Building and Loan. Military. Normal Schools. Public Health. Fish and Game.
BIRD -----	{ Insurance. Agriculture. Retrenchment and Reform. Federal Relations. Board of Public Charities. Horticulture. Senatorial Districts. Fish and Game.
BOWEN -----	{ Agriculture. Public Health. Claims. County and Township Organization. Hospital for the Insane. Compensation of Public Officers. Pharmacy.
BRADY -----	{ Railroads and Commerce. Public Health. Compensation of Public Officers. Normal Schools. Board of Public Charities. Senatorial Districts. Representative Districts. Agriculture.

BRIGHTON .....	{ Ways and Means. Code. Judiciary. Public Health. Constitutional Amendments. Compensation of Public Officers. Pardons. Pharmacy.
BRINTON .....	{ Ways and Means. Code. Railroad and Commerce. Banks and Banking. Federal Relations. Animal Industry. Domestic Manufactures. Penitentiaries.
YINGTON .....	{ Judiciary. State University. Federal Relations. Domestic Manufactures. Police Regulations. Senatorial Districts. Fish and Game. School and Text Books.
CHAPMAN .....	{ Ways and Means. Suppression of Intemperance Mines and Mining. Domestic Manufactures. Woman's Suffrage. Normal Schools. Agriculture.
CLARK .....	{ Retrenchment and Reform. Compensation of Public Officers. Hospital for Insane. Board of Public Charities. Senatorial Districts. Fish and Game.
CLASSEN .....	{ School and Text Books. Police Regulations. County and Township Organization. Military. Agriculture College. Horticulture. Institution for Deaf and Dumb. Senatorial District.
COOK .....	{ Roads and Highways. County and Township Organization. Institution for Feeble Minded. Board of Public Charities. Police Regulations. Congressional Districts.
CORNWALL .....	{ Code. Judiciary. Municipal Corporations. State University. Normal Schools. Judicial Districts. Representative Districts. Rules.

GROTE ----- {  
 Ways and Means.  
 Suppression of Intemperance.  
 Telegraph, Telephone and Express.  
 Building and Loan.  
 Retrenchment and Reform.  
 Private Corporations.  
 Pharmacy.  
 Engrossed Bills.

GURLEY ----- {  
 Ways and Means.  
 Code.  
 Appropriations.  
 Insurance.  
 Mines and Mining.  
 Municipal Corporations.  
 Constitutional Amendments.  
 Penitentiaries.  
 Claims.

HAUGEN ----- {  
 Ways and Means.  
 Code.  
 Private Corporations.  
 Suppression of Intemperance.  
 Municipal Corporations.  
 Telegraph, Telephone and Express.  
 Public Health.  
 Normal Schools.

HAUGER ----- {  
 School and Text Books.  
 Suppression of Intemperance.  
 Agriculture.  
 Normal Schools.  
 College for Blind.  
 Industrial Schools.  
 Penitentiaries.  
 Enrolled Bills.  
 Representative Districts.

HAZEN ----- {  
 Domestic Manufactures.  
 Compensation of Public Officers.  
 Agricultural College.  
 Horticulture.  
 Board of Public Charities.  
 Institution for Feeble Minded.  
 Enrolled Bills.

HENDERSHOT ----- {  
 Railroads and Commerce.  
 Federal Relations.  
 Agricultural College.  
 College for Blind.  
 Penitentiaries.  
 Horticulture.  
 Senatorial Districts.  
 Rules.

HINKHOUSE ----- {  
 Banks and Banking.  
 Industrial Schools.  
 Agricultural College.  
 Public Libraries.  
 Printing.  
 Senatorial Districts.

HINMAN .....	<ul style="list-style-type: none"> <li>Ways and Means.</li> <li>Suppression of Intemperance.</li> <li>Animal Industry.</li> <li>Roads and Highways.</li> <li>Industrial Schools.</li> <li>Agricultural College.</li> <li>Institution for Feeble Minded.</li> <li>Pardons</li> <li>Agriculture.</li> </ul>
HUNT .....	<ul style="list-style-type: none"> <li>Banks and Banking.</li> <li>Hospital for the Insane.</li> <li>Agricultural College.</li> <li>Woman's Suffrage.</li> <li>Penitentiaries.</li> <li>Horticulture.</li> </ul>
HUNTLEY .....	<ul style="list-style-type: none"> <li>Banks and Banking.</li> <li>Federal Relations.</li> <li>Military.</li> <li>Institution for Feeble Minded.</li> <li>Normal Schools.</li> <li>Woman's Suffrage.</li> <li>Enrolled Bills.</li> </ul>
JACKSON .....	<ul style="list-style-type: none"> <li>School and Text Books.</li> <li>Banks and Banking.</li> <li>Building and Loan.</li> <li>Private Corporations.</li> <li>Public Health.</li> <li>Industrial Schools.</li> <li>College for the Blind.</li> </ul>
JAY .....	<ul style="list-style-type: none"> <li>Railroads and Commerce.</li> <li>Retrenchment and Reform.</li> <li>Public Health.</li> <li>Board of Public Charities.</li> <li>Senatorial Districts.</li> <li>Fish and Game.</li> </ul>
JOHNSON of Webster .....	<ul style="list-style-type: none"> <li>Retrenchment and Reform.</li> <li>Animal Industry.</li> <li>Agricultural College.</li> <li>Industrial Schools.</li> <li>Labor.</li> <li>Public Lands and Buildings.</li> <li>Police Regulations.</li> </ul>
JOHNSTON of Franklin .....	<ul style="list-style-type: none"> <li>Ways and Means.</li> <li>Code.</li> <li>Judiciary.</li> <li>Building and Loan.</li> <li>Federal Relations.</li> <li>Private Corporations.</li> <li>Industrial Schools.</li> <li>Elections.</li> <li>Rules.</li> </ul>
KLEMME .....	<ul style="list-style-type: none"> <li>Railroads and Commerce.</li> <li>Agriculture.</li> <li>Municipal Corporations.</li> <li>Institution for Deaf and Dumb.</li> <li>Printing.</li> <li>Elections.</li> <li>Enrolled Bills.</li> <li>Senatorial Districts.</li> </ul>

LADD .....	<ul style="list-style-type: none"> <li>Railroads and Commerce.</li> <li>Insurance.</li> <li>Agriculture.</li> <li>Retrenchment and Reform.</li> <li>Animal Industry.</li> <li>State University.</li> <li>Soldiers' and Orphans' Home.</li> <li>Public Lands and Buildings.</li> <li>Representative Districts.</li> </ul>
LAMBERT .....	<ul style="list-style-type: none"> <li>Appropriations.</li> <li>Agricultural College.</li> <li>Constitutional Amendments.</li> <li>Printing.</li> <li>College for the Blind.</li> <li>Institution for Deaf and Dumb.</li> <li>Senatorial Districts.</li> </ul>
LAUDER .....	<ul style="list-style-type: none"> <li>Code.</li> <li>Appropriations.</li> <li>Railroads and Commerce.</li> <li>Insurance.</li> <li>Suppression of Intemperance.</li> <li>Public Health.</li> <li>Pharmacy.</li> </ul>
LAVENDER .....	<ul style="list-style-type: none"> <li>Code.</li> <li>Judiciary.</li> <li>School and Text Books.</li> <li>Building and Loan.</li> <li>Private Corporations.</li> <li>Agricultural College.</li> <li>Rules.</li> </ul>
LOOMIS .....	<ul style="list-style-type: none"> <li>Banks and Banking.</li> <li>Agriculture.</li> <li>Building and Loan.</li> <li>College for Blind.</li> <li>Institution for Feeble Minded.</li> <li>Military.</li> <li>Fish and Game.</li> <li>Enrolled Bills.</li> </ul>
LOWRY .....	<ul style="list-style-type: none"> <li>Mines and Mining.</li> <li>Federal Relations.</li> <li>Roads and Highways.</li> <li>Constitutional Amendments.</li> <li>Claims</li> <li>Pharmacy.</li> </ul>
MCAOHRAN .....	<ul style="list-style-type: none"> <li>Retrenchment and Reform.</li> <li>Board of Public Charities.</li> <li>Claims.</li> <li>Penitentiaries.</li> <li>Pardons.</li> <li>Pharmacy.</li> </ul>
MCARTHUR .....	<ul style="list-style-type: none"> <li>Code.</li> <li>Judiciary.</li> <li>Suppression of Intemperance.</li> <li>Mines and Mining.</li> <li>Municipal Corporations.</li> <li>Labor.</li> <li>Public Health.</li> <li>Public Libraries.</li> <li>Pardons.</li> </ul>

<b>McCLELLAND</b> .....	{ School and Text Books. Insurance. Printing. Domestic Manufactures. Public Libraries. Institution for Feeble Minded. Institution for Deaf and Dumb.
<b>McDONALD</b> .....	{ Ways and Means. Agriculture. Animal Industry. Domestic Manufactures. Congressional Districts. Judicial Districts.
<b>McDOWELL</b> .....	{ Agriculture. Retrenchment and Reform. Roads and Highways. Institution for Deaf and Dumb. Horticulture. Judicial Districts.
<b>McNULTY</b> .....	{ Code. Judiciary. Telegraph, Telephone and Express. Municipal Corporations. Police Regulations. Labor. Public Libraries Congressional Districts.
<b>McQUIN</b> .....	{ Insurance. Mines and Mining. College for Blind. Board of Public Charities. County and Township Organization. Soldiers' and Orphans' Home. Printing. Engrossed Bills. Representative Districts.
<b>MANAHAN</b> .....	{ Code. Municipal Corporations. Insurance. Printing. Public Lands and Buildings. Compensation of Public Officers. Police Regulations.
<b>MARTI</b> .....	{ Ways and Means. Railroads and Commerce. Telegraph, Telephone and Express. Private Corporations. Soldiers' and Orphans' Home. Institution for Feeble Minded. Public Lands and Buildings.
<b>MARTIN</b> .....	{ Code. Appropriations. Suppression of Intemperance. Banks and Banking. Building and Loan. Domestic Manufactures. Representative Districts.

MAYNE.....	{ Code. Judiciary. Building and Loan. State University. Private Corporations. Normal Schools. . Elections.
MERRELL.....	{ Code. Judiciary. Private Corporations. Public Lands and Buildings. Military. Public Libraries. Engrossed Bills.
MERRIAM.....	{ Appropriations. Telegraph, Telephone and Express. Mines and Mining. Compensation of Public Officers. Agricultural College. Hospital for Insane. Printing. Labor. Elections.
MILLER of Buena Vista.....	{ Banks and Banking. Woman's Suffrage. College for Blind. Penitentiaries. Public Lands and Buildings. Hospital for Insane. Engrossed Bills.
MILLER of Cherokee.....	{ Military. Woman's Suffrage. Hospital for Insane. College for Blind. Institution for Feeble Minded. Penitentiaries. Congressional Districts.
MILLER of Warren.....	{ Compensation of Public Officers. Animal Industry. Penitentiaries. Public Lands and Buildings. Engrossed Bills. Judicial Districts. Military. Fish and Game.
MORRISON of Grundy.....	{ Code. Appropriations. Banks and Banking. Building and Loan. Suppression of Intemperance. Domestic Manufactures. Public Lands and Buildings. Public Libraries. Judicial Districts. Rules.

<b>MORRISON</b> <b>of KEOKUK</b> .....	{ Ways and Means. Code. Telegraph, Telephone and Express. Suppression of Intemperance. Domestic Manufactures. Woman's Suffrage. Federal Relations.
<b>MULLIN</b> .....	{ Municipal Corporations. Private Corporations. County and Township Organization. Roads and Highways. Penitentiaries. Soldiers' and Orphans' Home. Normal Schools. Pardons. Horticulture. Judicial Districts.
<b>NIETERT</b> .....	{ Code. Appropriations. Railroads and Commerce. Banks and Banking. Telegraph, Telephone and Express. Insurance. Suppression of Intemperance. Mines and Mining. Building and Loan
<b>NOLAN</b> .....	{ Retrenchment and Reform. Agriculture. Animal Industry. Institution for Feeble Minded. Elections. Congressional Districts.
<b>PARKER</b> .....	{ Agriculture. Retrenchment and Reform. Animal Industry. Hospital for Insane. Institution for Deaf and Dumb. Institution for Feeble Minded. Congressional Districts. Judicial Districts.
<b>PERROTT</b> .....	{ Railroads and Commerce. School and Text Books. Retrenchment and Reform. Agricultural College. Police Regulations. Labor. Representative Districts.
<b>PORTER</b> .....	{ Code. Judiciary. School and Text Books. Compensation of Public Officers. Military. College for the Blind. County and Township Organization. Engrossed Bills.



POTTER .....	{ Code. Telegraph, Telephone and Express. Municipal Corporations. Ways and Means. Banks and Banking. Police Regulations. Labor.
POWER .....	{ Judiciary. Federal Regulations. Police Regulations. Hospitals for Insane. Pardons. Elections.
PRENTIS .....	{ Railroads and Commerce. Suppression of Intemperance. Mines and Mining. State University. Public Health. Claims. Agricultural College. Soldiers' and Orphans' Home. Pharmacy.
PUTNAM .....	{ Insurance. Suppression of Intemperance. Constitutional Amendments. Institution for Deaf and Dumb. Agricultural College. Congressional Districts.
RAY .....	{ Code. Appropriations. School and Text Books. State University. Normal Schools. Building and Loan. Agriculture College. Institution for Deaf and Dumb. Penitentiaries. Congressional Districts.
REED .....	{ Code. School and Text Books. Suppression of Intemperance. Agriculture State University. Agricultural College. Domestic Manufactures. College for Blind.
SCOTT .....	{ Constitutional Amendments. Claims. State University. Soldiers' and Orphans' Home. Institution for Deaf and Dumb. Fish and Game.

SMITH .....	{ Appropriations. Building and Loan. Federal Relations. Military. Institution for Deaf and Dumb. Soldiers' and Orphans' Home. Printing. Elections. Congressional Districts.
SPAULDING .....	{ Ways and Means. Agriculture. Schools and Text Books. Appropriations. Retrenchment and Reform. Institution for Feeble Minded. Woman's Suffrage. Normal Schools. Engrossed Bills.
ST. JOHN .....	{ Code. Appropriations. Railroad and Commerce. Agriculture. School and Text Books. Banks and Banking. Soldiers' and Orphans' Home.
SULLIVAN .....	{ Agriculture. Board of Public Charities. Public Health. Normal Schools. Printing. Enrolled Bills.
TEMPLE .....	{ Code. Judiciary. Appropriations. Constitutional Amendments. State University. Claims. Rules.
THOMPSON .....	{ Appropriations. Insurance. Roads and Highways. Compensation of Public Officers. Woman's Suffrage. Institution for Feeble Minded. Normal Schools. Pardons.
TIBBITTS .....	{ Code. Roads and Highways. Institution for Deaf and Dumb. Elections. Industrial Schools. Pardons. Engrossed Bills. Suppression of Intemperance.

VOELKER -----	{ Ways and Means. Railroads and Commerce. Telegraph, Telephone and Express. Suppression of Intemperance. Building and Loan. Private Corporations. Police Regulations. Labor.
VAN HOUTEN -----	{ Appropriations. Roads and Highways. Institution for Deaf and Dumb. Hospitals for Insane. Soldiers' and Orphans' Home. Horticulture. Engrossed Bills.
WEAVER -----	{ Code. Judiciary. Appropriations. Municipal Corporations. Federal Relations. Public Health. State University. County and Township Organization. Congressional Districts.
WELLS -----	{ Municipal Corporations. Agriculture. Constitutional Amendments. Animal Industry. Roadways and Highways. Woman's Suffrage. County and Township Organization. Industrial Schools. Pardons.
WHEELER -----	{ Building and Loan. Municipal Corporations. Suppression of Intemperance. Roads and Highways. Woman's Suffrage. Industrial Schools.
WHELAN -----	{ Code. Appropriations. Railroads and Commerce. Constitutional Amendments. State University. Normal Schools. Fish and Game. Representative Districts.
WHITTIER -----	{ Municipal Corporations. Suppression of Intemperance. Claims. School and Text Books. Pardons. Labor. Industrial Schools.

WILLIAMS-----	{	Appropriations.
		Animal Industry.
		Constitutional Amendments.
		Domestic Manufactures.
		Woman's Suffrage.
		Labor.
		Public Libraries.
WILSON -----	{	Elections.
		Ways and Means.
		Railroads and Commerce.
		Claims.
		Compensation of Public Officers.
		Roads and Highways.
		Animal Industry.
WOOD -----	{	Industrial Schools.
		Representative Districts.
		Code.
		Appropriations.
		School and Text Books.
		Banks and Banking.
		Printing.
WATTERS-----	{	Representative Districts.
		Rules.
		Appropriations.
		Insurance.
		Roads and Highways.
		Military.
		Soldiers' and Orphans' Home.
MR. SPEAKER-----	{	Public Libraries.
		Rules.

Mr. Klemme offered the following resolution, and moved its adoption:

*Resolved*, That all committee clerks be required to report each morning at 9:40 A. M. at the Chief Clerk's desk to be assigned work if necessary, if not otherwise engaged.

Mr. Cornwall moved, as a substitute, that the clerks be subject to the call of the Speaker and Chief Clerk when needed.

The substitute was adopted.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 157, a bill for an act to regulate the maturity of negotiable paper.

Read first and second time and referred to committee on Banks and Banking.

By Mr. Brady, House file No. 158, a bill for an act to regulate and fix the rate of charges for telegraph messages and to fix the maximum tariff for telegraph companies, corporations and individuals.

Read first and second time and referred to Committee on Telegraph, Telephone and Express.

By Mr. Byington, House file No. 159, a bill for an act to amend section 3507 of the Code of 1873, relating to the jurisdiction of justices of the peace.

Read first and second time and referred to Committee on Judiciary.

By Mr. Doubleday, House file No. 160, a bill for an act to amend the laws with regard to levying taxes for road purposes.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Dowell, House file No. 161, a bill for an act to apply to cities of the first class, the provisions of chapter 78, acts of the Twenty-first General Assembly, as amended by chapter 17, acts of the Twenty-second General Assembly, and chapter 15, acts of the Twenty-fourth General Assembly, and chapter 8, acts of the Twenty-fifth General Assembly, relating to the indebtedness of cities and towns.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Dowell, House file No. 162, a bill for an act to amend section 1433 of the Code, relating to the care of the insane.

Read first and second time and referred to Committee on Judiciary.

Mr. Byington was called to the Chair.

By Mr. Dowell, House file No. 163, a bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Finch, House file No. 164, a bill for an act to amend chapter 70 of the acts of the Twenty-fifth General Assembly, relating to selecting and drawing jurors.

Read first and second time and referred to Committee on Judiciary.

By Mr. Frazee, House file No. 165, a bill for an act for the relief of Hiram Redden.

Read first and second time and referred to Committee on Claims.

By Mr. Funk, House file No. 166, a bill for an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the acts of the officers and all acts done and ordinances passed by the council of said town.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Funk, House file No. 167, a bill for an act to provide biennial elections.

Read first and second time and referred to Committee on Elections.

The Speaker resumed the Chair.

By Mr. Hendershot, House file No. 168, a bill for an act to regulate and define the rates of telegraph companies within the State of Iowa.

Read first and second time and referred to Committee on Telegraph, Telephone and Express.

By Mr. Hinkhouse, House file No. 169, a bill for an act to amend chapter 161 of the acts of the Eighteenth General Assembly, relative to the election of assessors.

Read first and second time and referred to Committee on Judiciary.

By Mr. Lambert, House file No. 170, a bill for an act to authorize and regulate the sale of intoxicating liquors in counties, cities and incorporated towns upon the vote of the electors thereof.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Lambert, House file No. 171, a bill for an act to authorize the manufacture, sale and transportation of spirituous, malt and vinous liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Morris of Keokuk, House file No. 172, a bill for an act to amend chapter 4, section 58, page 380, of the new Code, relating to fire insurance.

Read first and second time and referred to Committee on Insurance.

By Mr. Porter, House file No. 173, a bill for an act to amend section 3, chapter 211, of the laws of the Eighteenth General Assembly.

Read first and second time and referred to Committee on Insurance.

By Mr. Power, House file No. 174, a bill for an act to amend section 1395 of the Code of 1873, in relation to the commissioners of insanity.

Read first and second time and referred to Committee on Judiciary.

By Mr. Voelker, House file No. 175, a bill for an act to amend chapter 11 of the prepared Code Revision.

Read first and second time and referred to Committee on Banks and Banking.

By Mr. Wilson, House file No. 176, a bill for an act to prevent misrepresentation of the calculation by canvassers or representatives of newspapers, magazines, or periodicals, and to provide punishment for the same.

Read first and second time and referred to Committee on Printing.

Messrs. Lavender, Powers and Byington were excused until Tuesday.

Mr. Martin moved that House adjourn until 10 A. M. Monday.

Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Monday, February 3, 1896. }

House met at 10 A. M., pursuant to adjournment, Speaker Byers in the chair.

Prayer by Rev. F. L. Platt, pastor Christian church, Clarks-ville, Iowa.

The Journal of Saturday, February 1st, was corrected and approved.

The Speaker appointed as a committee to draft resolutions on the death of Hon. John W. Luke:

Messrs. Johnston of Franklin, Davis of Cass and Clark of Adams.

Mr. McDonald explained that Mr. Putman has not signed the report of the committee to visit the Soldier's Orphans' Home at Davenport, which was offered Saturday on account of being detained at his home by sickness.

Mr. Hinkhouse called up his resolution in reference to J. L. Brown, which was laid over, and moved its adoption.

Mr. McArthur moved that the resolution be referred to Committee on Claims.

Carried.

Mr. Nolan called up Joint Resolution No. 5, which was laid over, relative to dealings in futures, and moved its adoption.

Carried.

Mr. Crow called up his resolution, which was laid over, relative to the figure on top of the soldiers' monument, and moved its adoption.

Mr. Lambert moved to amend by adding to the resolution "and that all other statues, figures and medallions of a personal character be stricken off of said monument."

Carried.

Mr. Morrison of Keokuk moved to refer the resolution to the Committee on Military.

Carried.



## PÉTITIONS AND MEMORIALS.

Messrs. Merriam, Voelker and Merrell presented petitions of citizens of their respective counties, relative to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Doubleday presented petitions of the W. C. T. U., relative to separation of adult and juvenile criminals.

Referred to Committee on Police Regulations.

Mr. Van Houton presented petition of citizens of Lenox asking woman's suffrage.

Referred to Committee on Woman's Suffrage.

Mr. Parker presented petition of citizens of Mills county asking for pure foods.

Referred to Committee on Public Health.

Mr. Lauder presented petition of citizens of Union county, relative to regulating plumbing.

Referred to Committee on Public Health.

Mr. Merrell presented memorial of Mr. Crapo, relative to insurance.

Referred to Committee on Insurance

Mr. Van Houten presented petition of citizens of Adams and Taylor counties, relative to pure foods.

Referred to Committee on Public Health.

Mr. Dowell presented remonstrance of I. N. McCash, pastor of University Place Church of Christ, against the manufacture of intoxicating liquors in the State of Iowa.

Referred to Committee on Suppression of Intemperance.

Mr. Merrell presented petition of citizens of De Witt, Iowa, relative to non-drinking employes on railroads.

Referred to Committee on Railroads.

Mr. Morrison of Keokuk presented memorial of J. C. McClure, relative to Justice's fees in certain cases.

Referred to Committee on Compensation of Public Officers.

Mr. Finch presented petition relative to removing the dam in the Des Moines river at Bonaparte, Iowa.

Referred to Committee on Fish and Game.

Mr. Doubleday presented petition of citizens of Altoona, Iowa, relative to removing the dam in the Des Moines river at Bonaparte, Iowa.

Referred to Committee on Fish and Game.

Mr. McQuin presented petition asking the passage of a bill relative to the licensing of plumbers and for the supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. McDowell presented petition of citizens of North English, Iowa, for the regulation of the sale of adulterated food and drugs, and to prevent their manufacture.

Referred to Committee on Public Health.

#### REPORT OF COMMITTEES.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 87, a bill for an act legalizing the proceedings of the board of supervisors of Louisa county, Iowa, relating to restraining stock from running at large, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 39, a bill for an act repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that when amended as follows the same do pass:

*First*—Strike out the word "or" in the third line and insert in lieu thereof the words "*either before or after.*"

*Second.*—Strike out all after and commencing with the figures \$300 in the fifth line and insert in lieu thereof the following, "*three hundred dollars.*" "*Provided that when such jail breaking occurs during incarceration after conviction or before trial for a criminal offense whereof he is afterwards convicted in either of such cases, the sentence to commence from and after the expiration of the sentence upon the original charge.*"

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 47, a bill for an act to repeal section 2580 of the Code, and to enact a substitute therefor, relating to the venues and change thereof in actions ordered by attachment, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. R. T. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 78, a bill for an act to amend sections 1 and 2 of chapter 79 of the Acts of the Twenty-first General Assembly of Iowa, relating to diseased swine, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment: Strike out in the third line of said section 2, chapter 79, the following words: "Within a reasonable time," and insert in lieu thereof "immediate y."

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. H. O. Weaver, from the Committee on Code Revision, Fifth Division, submitted the following report:

MR. SPEAKER—In accordance with the terms of a previous resolution, chapter 49, title 25 (House file No. 28), has been transferred to the Committee on Pardons, the same having been demanded by the Committee on Pardons.

H. O. WEAVER,  
*Chairman.*

Also:

MR. SPEAKER—On demand of the Committee on Roads and Highways, House file No. 9, previously assigned to Fifth Division of the Code Revision Committee, has been transferred to said committee for consideration.

H. O. WEAVER,  
*Chairman.*

Also:

MR. SPEAKER—In accordance with the resolution previously adopted, demand of the Committee on Ways and Means, title VII. (H. F. No. 8) of the report of the Code Commission has been transferred to said committee.

H. O. WEAVER,  
*Chairman.*

Mr. Brinton, from the Fourth Division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that they have been requested by Representative Hinman, Chairman of the Committee on Industrial Schools, to report Chapter 8, of House file No. 14, back to the House with the recommendation that the same be referred to the Committee on Industrial Schools, and the same is so referred.

M. H. BRINTON,  
*Chairman.*

Ordered passed on file.

MR. SPEAKER—Your Committee on Code Revision, Third Division, beg leave to report that chapter 20 of title XII. (H. F. No. 13) of the proposed Code has been transferred to the Committee on Military at the request of the Chairman thereof.

PARLEY FINCH,  
*Chairman.*

Mr. St. John offered the following report of the committee to visit Hospital for Insane at Clarinda:

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your joint committee, appointed to visit the Hospital for the Insane at Clarinda to make investigation and report as to the condition, management and needs of the institution, submit the following:

In obedience to your instructions we made as thorough investigation as practicable relative to certain matters, and make answer.

*First.*—The statement of the superintendent relative to appropriations received and disbursed is submitted herewith, and believed by us to be correct in every particular. In our judgment these moneys have been “wisely and economically expended for the objects for which they were appropriated.” The chief expenditure was for violent and infirmary wards. This building is now approaching completion, and in its unfinished condition the best possible opportunity for the examination of methods of construction and ventilation is afforded. We believe this to be in construction and arrangement one of the best hospital buildings in the country. Under the terms of the appropriation bill the funds came so slowly that interest payment to the extent of about \$2,000 was necessary, and the advance in the price of material cost the state almost as much more on account of the delay in securing building funds.

*Second.*—No indebtedness has been contracted in excess of appropriations.

*Third.*—Every ward and department of the institution was personally inspected by the committee. Without reservation the administration of Superintendent Hoyt is commended by us. In the management of the important business affairs marked ability, good judgment and fidelity to the interests of the state are apparent. The best possible use has evidently been made of every available resource. The relations between Dr. Hoyt and his subordinates, and between all these and the wards of the state, are most commendable. While the best of discipline prevails, there is no domineering or abuse permitted.

There is not a crib nor a chain about the premises. The inmates of the most violent wards are free to come and go to the limits of unusual freedom for such persons, and yet no accidents result.

*Fourth.*—We do not believe there has been any diversion of funds appropriated.

*Fifth.*—The law relating to the drawing of money from the state treasury has been complied with.

The results secured through the appropriation for industrial building and machinery are worthy of especial commendation. A considerable number of patients are given employment that makes their lot much more endurable, while contributing to their own support. All the clothing for the men is made in the institution. All the shoes in use come from the industrial department. The cost to the state of these articles is much below any possible purchase price when secured in the ordinary way. All the brooms and brushes used in the buildings are produced right there. All the printing required for the institution, amounting to more than \$1,000 annually, is done by the inmates, almost without expense to the state. We are informed that much more work might be done by the industrials if an outlet for the articles produced were afforded. In our judgment, they should be authorized to supply other state institutions with the product of their labor. A practical saving to the state would be the certain result. Dr. Hoyt has a good deal of work done to good advantage by inmates aside from these industrial operations. In the grading of the grounds he made an important saving. The farm work is largely done by the wards, and in other ways their labor is practically utilized. No inmate is forced to work. All they do is of their own choice.

The ventilating fans provided by act of the last Assembly have vastly improved the sanitary conditions and enlarged the comforts of the inmates. The system completely covers the old buildings and the new one, and operates admirably in every ward.

It is not our purpose to instruct the Legislature in its duty toward this institution in the matter of appropriations, but a few suggestions will be thrown out.

It will cost \$10,000 to complete and equip the wards for which funds were appropriated last session. This must be forthcoming.

Of equal necessity is the repair and improvement fund. Such good use is made of this fund that we recommend the allowance of the entire estimate.

The trustees strongly advise the purchase of ninety acres of additional land. The tract in question lies between the institution and town, and its possession is very desirable. One hundred dollars per acre was by us found to be reasonable. Forty acres more remote might be sold to assist in paying for this addition.

There is merit in every item in the list of estimates, and we recommend as liberal a spirit on the part of the Legislature as is consistent with revenues in sight and the real needs of other institutions.

The institution is crowded. Basement rooms and corridors not intended for such purposes are used as dining rooms and sitting rooms, and the 618 inmates at the time of our visit were occupying every available space. The wing, almost complete, will comfortably accommodate 125 additional patients. There are in the hospitals of the state about 2,600 insane, and outside about 1,000 in poor houses, jails and private asylums. The Legislature is asked to take these facts into consideration, and if the financial situation will warrant such expenditure provide the additional wing for the accommodation of the insane of the state at Clarinda.

In this connection we would call attention to a flagrant abuse of recent years. Under existing statutes insane persons without a known residence are sent to the hospitals and maintained at the expense of the state. It is so easy to turn over to the state these tramp insane that little effort is made in most cases to find out if they really belong anywhere. As a result they are sent to the asylum, and every expense attendant upon the sending as well as the future support during life or until cured is borne by the state. When the institutions are over-crowded persons accredited with a state residence are sent home for county support and poorer accommodation, but the insane tramp is an inmate forever. It seems probable that if the county from which this class is sent were held for their support in many cases residence would be discovered and the state would escape this serious burden. We ask a practical consideration of this suggestion.

#### SPECIAL APPROPRIATIONS.

*Accounted for as Miscellaneous Appropriations Fund, as Distinguished From Construction Fund Proper.*

Under this head are included the following special appropriations made in section 1 of chapter 133, acts of the Twenty-fifth General Assembly, viz: Repair and contingent fund,

improvement of grounds fund, dairy fund, C. G. Hipwell special appropriation fund, laundry machinery fund, and so much of the Industrial building and machinery fund as was needed to purchase and install the machinery. The remainder of this fund was credited to construction fund proper, and was expended in the erection of the Industrial building by the architect under the direction of the board of trustees, and is included in his statement.

#### EXHIBIT—MISCELLANEOUS APPROPRIATIONS.

Received from State Auditor and credited to this Fund.....	\$8,000 00
Expenditures charged to this Fund.....	7,894 83
	<u>\$ 105 17</u>

#### EXPENDITURES BY ITEMS.

	AMOUNT APPROP'ED.	AMOUNT EXPENDED.	BALANCE.
Repair and Contingent Fund.....	\$3,000 00	\$2,987 08	\$ 12 92
Improvement of Grounds Fund.....	1,000 00	996 85	3 15
Laundry Machinery Fund.....	1,500 00	1,500 00	.....
C. G. Hipwell Special Appropriation Fund.....	338 00	338 00	.....
Dairy Machinery and Cows Fund.....	700 00	649 80	50 40
Industrial Machinery.....	1,462 00	1,433 30	38 70
	<u>\$8,000 00</u>	<u>\$7,894 83</u>	<u>\$105 17</u>

I certify the above to be correct.

FRANK L. HOYT,  
Superintendent.

Clarinda, Iowa, Jan. 27, 1896.

Following is a complete list of employes of the said institution and the compensation of each:

#### IOWA HOSPITAL FOR THE INSANE, CLARINDA, IOWA.

##### *List of Employes with Names, Positions, and Wages per Month.*

Hoyt, Frank C., superintendent.....	\$250.00
Applegate, Chas. F., first assistant physician.....	100.00
Burnet, Anne, second assistant physician.....	100.00
Gundry, Alfred T., third assistant physician.....	75.00
Cullison, E. D., steward.....	116.67
Rumsey, Kate, matron.....	50.00
True, Geo., accountant.....	50.00
Trego, Satie, stenographer.....	30.00
Payne, J. W., storekeeper.....	35.00
Hart, P. V., engineer.....	75.00
Tannyhill, J. J., assistant engineer.....	35.00
Couts, Frank, fireman.....	30.00
Dunham, C. A., fireman.....	30.00
Crouse, D. H., electrician.....	35.00
Chamberlain, D. C., carpenter.....	50.00
Couts, Dave, assistant carpenter and plasterer.....	20.00
Main, T. J., shop foreman.....	35.00
Brockway, J. G., painter.....	40.00
Hartman, M., butcher.....	45.00

Woolber, Geo., shoemaker.....	\$ 40.00
McAlpin, Thos., dairyman.....	30.00
Schrader, Ed., baker.....	40.00
Welsh, E., assistant baker.....	15.00
Downs, D. P., porter.....	25.00
Sarchet, Anna, head cook.....	25.00
Brockway, Maud, cook.....	15.00
Burwell, Wm., cook.....	20.00
Hutchinson, Ida, cook.....	15.00
Parke, Mary, cook.....	25.00
Bruner, Claude, carman.....	22.00
Downs, B., carman.....	18.00
Hake, Laura, dining room.....	12.00
Hess, Danta, dining room.....	12.00
Bayles, Nellie, dining room.....	12.00
Derby, Maggie, dining room.....	12.00
Woolber, Mae, dining room.....	8.00
Main, Zella, dining room.....	
Welsh, Rebecca, dining room.....	12.00
Blair, Anna, dining room.....	15.00
Starling, Ella, head seamstress.....	25.00
Walker, Nellie, seamstress.....	12.00
Laughlin, Alice, seamstress.....	12.00
Dunn, Mattie, seamstress.....	12.00
Lee, Effie, seamstress.....	12.00
Hess, Genevieve, seamstress.....	12.00
Greene, O. O., laundryman.....	25.00
Jones, M. I., sorter.....	25.00
Woodward, Carrie, head ironer.....	20.00
Davis, Mary, ironer.....	12.00
Peer, Orpha, ironer.....	12.00
Churchill, Eva, ironer.....	12.00
Powers, Maud, ironer.....	12.00
Bailey, E. R., supervisor.....	50.00
Burch, O. L., assistant supervisor.....	30.00
Jones, William, nightwatch.....	30.00
Woodward, W. H., night nurse.....	28.00
Kilkenny, B., night nurse.....	28.00
Garlow, Sam, attendant.....	24.00
Baker, Elwood, attendant.....	26.00
Weldner, Scott, attendant.....	26.00
Hedgecock, I. C., attendant.....	26.00
Powers, T. G., attendant.....	26.00
Thomas, A. F., attendant.....	25.00
Forsythe, Sam, attendant.....	28.00
Allen, James, attendant.....	25.00
Phillips, E. B., attendant.....	23.00
Hinckley, C. M., attendant.....	26.00
Hunter, William, attendant.....	18.00
Henderson, S. R., attendant.....	18.00
Kelst, B. F., attendant.....	28.00
Barrett, L. H., attendant.....	22.00
Graham, J. O., attendant.....	24.00
Lamme, Frank, attendant.....	22.00
Pixley, E. A., attendant.....	20.00
Hay, Helen S., head nurse.....	40.00
Shane, Sadie, supervisor.....	25.00
Doster, Emma, night nurse.....	27.00
Löffler, Rose, night nurse.....	26.00
Littleton, Lulu, night nurse.....	24.00
Dixon, Rossie, attendant.....	26.00
Drainer, Tillie, attendant.....	24.00
Mendenhall, Emma, attendant.....	26.00



Hanna, Lizzie, attendant.....	\$ 26.00
Hesche, Anna, attendant.....	26.00
Wassom, Jessie, attendant.....	24.00
White, Sadie, attendant.....	24.00
Ross, Jennie, attendant.....	23.00
Faber, Mary, attendant.....	22.00
Huff, Merta, attendant.....	23.00
Scott, Minnie, attendant.....	20.00
Thomas, Viola, attendant.....	20.00
Webb, Lizzie, attendant.....	20.00
Munson, Anna, attendant.....	20.00
Lawrence, Mate, attendant.....	20.00
Nourse, Susie, attendant.....	20.00
Griffith, Elmer, farmer.....	28.00
McAlphin, C. R., farm hand.....	20.00
Robertson, A. I., farm hand.....	20.00
Carlson, D. G., farm hand.....	20.00
Anderson, Charles, hostler.....	20.00
Roche, Phillip, gardener.....	25.00

A. B. FUNK,

*Committee on part of Senate.*

R. T. ST. JOHN,

J. T. JAY,

*Committee on part of House.*

#### INTRODUCTION OF BILLS.

By Mr. Davis, House file No. 177, a bill for an act to amend section 1, chapter 33 of the acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

Read first and second time and referred to Committee on Elections.

By Mr. Hendershot, House file No. 178, a bill for an act to prevent evasion of assessment for taxation, by owners of notes, bills, mortgages, bonds, and other evidence of indebtedness.

Read first and second time and referred to Committee on Judiciary.

By Mr. Johnson of Webster, House file No. 179, a bill for an act to prevent misrepresentation in branding flour for sale in sacks or barrels.

Read first and second times and referred to Committee on Domestic Manufactures.

By Mr. Klemme, House file No. 180, a bill for an act to amend section 1947 of the Code, relative to indexing deeds, mortgages and other instruments affecting lots in cities or villages.

Read first and second time and referred to Committee on Judiciary.

By Mr. Porter, House file No. 181, a bill for an act to amend section 2613 of the Code of Iowa relating to service of notice.

Read first and second time and referred to Committee on Judiciary.

By Mr. Potter, House file No. 182, a bill for an act to amend section 3812 of the Code in relation to jury fees.

Read first and second time and referred to Committee on Judiciary.

By Mr. Scott, House file No. 183, a bill for an act to require township trustees and county treasurers to disburse the road and school tax collected from railroads, equally among the road districts and school districts in the township through which the railroads are built.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Spaulding, House file No. 184, a bill for an act to allow township trustees to levy tax and build suitable town house in which to hold elections and do other town business.

Read first and second time and referred to Committee on Agriculture.

By Mr. Spaulding, House file No. 185, a bill for an act to partially relieve mortgaged real estate of taxation and tax the mortgage therewith.

Read first and second time and referred to Committee on Agriculture.

By Mr. Watters, House file No. 186, a bill for an act to extend the privileges of free public libraries to towns, villages and townships.

Read first and second time and referred to Committee on Public Libraries.

Mr. Miller of Cherokee submitted the following report of the visiting committee to the Hospital for Insane at Independence, Iowa:

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your joint committee, appointed to visit the Hospital for the Insane at Independence, was directed to make examination into the matter of complaints, on account of the purchase of coal for use in said hospital, and beg leave to submit the following report:

*First.*—The engineer of the hospital made tests of light samples of coal, which were submitted, and upon which bids were made, and the result of his tests is herewith attached, marked Exhibit "A".

*Second.*—Your committee believe that the tests were fairly made and the results correctly stated. These tests were made by first cleaning the boiler flues and furnaces, filling the boiler with water to a carefully marked point on the water gauge, weighing the test samples of coal and determining the quantity of water evaporated by its consumption. This quantity has been so figured by the engineer as to show the number of pounds of water evaporated by one pound of coal. This was done with each of the eight samples furnished. This result shows that the coal designated as "Ives' Slack" evaporated a greater quantity of water at a given cost of coal than any other samples tested. This coal, however, was found to work poorly in the grates requiring much labor in its combustion, and is not considered safe for storage in such quantities as is necessary for so large a hospital to keep on hand, to guard against blockades or other causes which might delay the shipment of fuel. The test that showed the largest quantity of water evaporated with a ton of coal was that designated as "Sandoval Peas."

Your committee found from personal examination that this coal seemed exceedingly well adapted to the use of this institution. The boilers of this hospital are barely capable of producing the necessary amount of steam and with this coal give better results at a given cost than any other coal of which samples were furnished. The engineer's report also shows that the coal designated as "Ives' Nut," which is an Iowa coal, gave better results at a given cost than any other coal tested, but was considered less desirable for the use of this institution than the "Sandoval Pea," for the reasons above stated. While your committee strongly favors the use of Iowa products and materials in the public institutions of the state to the greatest possible extent, it believes the purchase of the coal now in use best serves the needs of the hospital.

F. B. MANAHAN,

A. C. HOTCHKISS,

WIREMAN MILLER,

*Committee on part of Senate.*

*Committee on part of House.*

#### ENGINEER'S REPORT OF COAL TEST.

*Test No. 1, Ives' Slack*—1,879 lbs. of coal evaporates 6,379 lbs. of water; 3.394 lbs. of water per pound of coal, or 6,788 lbs. of water per ton.

*Test No. 2, What Cheer Nut*—2,465 lbs. of coal evaporates 9,437 lbs. of water; 3.828 lbs. of water per pound of coal, or 7,656 lbs. of water per ton of coal.

*Test No. 3, Thornburg Nut*—1,985 lbs. of coal evaporates 7,625 lbs. of water; 3.841 lbs. of water per pound of coal, or 7,682 lbs. of water per ton of coal.

*Test No. 4, Ives' Nut Coal*—2,303 lbs. of coal evaporates 9,187 lbs. of water; 3.988 lbs. of water per pound of coal, or 7,976 lbs. of water per ton of coal.

*Test No. 5, Pinney's Egg Coal*—1,802 lbs. of coal evaporates 7,500 lbs. of water; 4.162 lbs. of water per pound of coal, or 8,324 lbs. of water per ton of coal.

*Test No. 6, Sandoval Nut*—3,000 lbs. of coal evaporates 13,875 lbs. of water; 4.625 lbs. of water per pound of coal, or 9,250 lbs. of water per ton of coal.

*Test No. 7, Star Nut*—2,768 lbs. of coal evaporates 13,312 lbs. of water; 4.809 lbs. of water per pound of coal, or 9,618 lbs. of water per ton of coal.

*Test No. 8, Sandoval Pea Coal*—4,000 lbs. of coal evaporates 19,937 lbs. of water; 4.987 lbs. of water per pound of coal, or 9,968 lbs. of water per ton of coal.

Mr. Miller of Cherokee offered the following resolution and moved its adoption:

*Resolved*, That a committee of three members of this House be appointed by the Speaker to draft appropriate resolutions on the death of Dr. M. S. Butler, of Cherokee county, who was a member of the Twenty-first General Assembly.

Adopted.

Mr. Allen offered the following report:

MR. SPEAKER—Your second division of the Code Revision Committee, to whom was referred House file No. 5, being a bill for an act to revise, amend and codify the statutes in relation to county and township government, beg leave to report that they have been requested by the Committee on County and Township Organization to report the same back to the House with the recommendation that said bill be referred to such Committee on County and Township Organization.

W. S. ALLEN,  
*Chairman.*

Mr. Brinton moved that the House adjourn until 10 A. M. to-morrow.

Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, February 4, 1896. }

The House met pursuant to adjournment, with Speaker Byers in the chair.

Prayer was offered by the Rev. J. M. Acheson, of the First United Presbyterian church of Winterset, Iowa.

The Journal of yesterday was then corrected and approved.

PETITIONS AND MEMORIALS.

Mr. Cornwall presented resolution of merchants of Spencer, Iowa, relative to transient merchants and itinerant vendors.

Referred to Committee on Municipal Corporations.

Mr. Van Houten presented petition of citizens of Platteville, in regard to pure food.

Referred to Committee on Public Health.

Mr. Van Houten presented petition of Rev. J. A. Ross of Conway, relative to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Nietert presented memorial relative to incorporated cities and towns and the platting thereof.

Referred to Committee on Municipal Corporations.

Mr. Crow presented petition relative to removing the dam in the Des Moines river, at Bonaparte, Iowa.

Referred to Committee on Fish and Game.

Mr. McCachran, presented petition relative to the licensing of plumbers and the supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. Van Houten presented memorial of the State Horticultural Society in favor of a Memorial and Art Building.

Referred to Committee on Public Lands and Buildings.

Messrs. Crow and Voelker presented petitions of citizens of their respective counties, relative to raising the age of consent.

Referred to Committee on Judiciary.

Mr. Speaker presented a resolution from the Farmers' Institute of Shelby county, relative to mutual insurance companies.

Referred to Committee on Insurance.

Mr. Miller of Warren, presented petition to remove the soldiers' monument and build a fine art hall.

Referred to Committee on Military.

Mr. Watters presented petition favoring the passage of a bill regulating and supervising the business of plumbing.

Referred to Committee on Public Health.

Mr. Temple submitted the following report of the committee appointed to visit the Institution for Feeble Minded Children:

*To the Twenty-sixth General Assembly of the State of Iowa:*

The committee by you commissioned to visit the Institution for Feeble Minded Children, beg leave to report that:

On the 23d day of January, 1896, we visited the institution, and made a thorough inspection of its condition. We examined the buildings, power house, industrial department, farm cottage, and, in short, the property of the state devoted to the purposes of the asylum. We found the property in excellent condition and well cared for and well suited to the uses for which it is intended. We also inspected the accounts and business methods, so far as we could in the short time allotted, and found the same to be well kept and in satisfactory condition. It is the opinion of your committee that the character, purpose and work of this institution is of great importance to the welfare of the state, and one which must commend itself to every citizen who takes pains to familiarize himself with the work done. The class of patients taken care of by the state is one which especially commends itself to the sympathy and charity of every humanitarian. As a rule, they come from the families of those in straightened, or at least very modest circumstances, where these stricken ones are necessarily a perpetual burden. No greater charity could be maintained by the state than to furnish a home and the intelligent and kindly care such as is here given to those who are unable to care for themselves. The inmates are, without exception, of the class known as mental and physical degenerates, who should be cared for as a matter of charity to themselves, and their restraint and maintenance in such an institution benefits the public immensurably, by shutting off that stream of mental and physical degeneracy, which, unrestrained, would tend to weaken and destroy the mental and physical strength of the race if allowed to mingle with society at large. At the date of our visit there were registered as inmates 602, classified as follows:

In school.....	296
At work.....	93
Sick.....	9
In asylum department.....	147
With attendants.....	65
At home temporarily.....	2

Of those in school we made careful inspection and we must speak in the most complimentary terms of both management and teachers. The task to one not experienced in such work would seem appalling, for the pupils are of every grade of intelligence, many of them unable to make intelligible, articulate sounds; many unable to draw a straight mark or to distinguish simple forms and colors; requiring months of patient training to enable them to distinguish the simplest forms or appreciate the value of numbers, and yet the progress made by these patient, untiring teachers is wonderful. The display in some of the rooms in physical culture, calisthenics, and orderly drill, is highly creditable. Some of the pupils have developed considerable musical talent, and we were treated to music from a band made up of the pupils, which was both pleasant and entertaining. We feel assured that the utmost kindness prevails, because of the fact that these little unfortunates greet the superintendent, matron, attendants, and teachers with a display of the greatest affection. We were much pleased with the perfect method and order which pervades the whole institution, and the manners of the pupils would do credit to many of our public schools and institutions of learning; all this proves beyond a doubt that the work is of the highest efficiency and faithfully and conscientiously carried out. Of those classed at work we found several divisions. Something over forty of the most able-bodied of the boys have been transferred to cottages on the farm, where their labor has been made profitable to the institution. We found them cheerful and in good health and apparently enjoying themselves and contented with their lot; in this connection we would recommend that the management be allowed to extend the cottage system, as it is cheaper and can be made profitable to the institution, and is, we believe, beneficial to those who are able to be transferred to this department and mode of life. The management have instituted an industrial department, where many of the boys find work according to the special talent that may be found easiest of development; and some of the pupils have become quite expert in wood turning, carving, and such lines of work. Our belief is that this work is beneficial both in the development of the pupil, fitting him for the enjoyment of life, and by

working off the superfluous energy making them more amenable to discipline. Some of them have made such progress that they are able, under the direction of attendants, to assist in caring for the other inmates. A considerable part of the work in the well-appointed laundry and in the kitchen is done by inmates of the better class. Our visit to the hospital satisfied us that the hospital facilities are entirely inadequate to the wants of the institution, and yet it was a matter of surprise to us to find that out of a total of 600, only nine were in a condition to be called sick, that is, were ailing in any manner other than their natural deficiencies. The money appropriated by the last General Assembly has been used, as we believe, faithfully and economically in erecting an asylum for the epileptic inmates and non-improvable, termed lone grades. In this department we found 147, many of whom are afflicted in various degrees with that terrible disease, epilepsy. Of these, not half a score have any capacity for caring for themselves; very few of them have articulate speech, and the nature of their disease is such that they require constant watching, being liable at any time to become violent and ungovernable, yet the control of them as they are now situated appears to be as perfect as could possibly be acquired. These unfortunates should in some manner be separated from those who are simply feeble-minded, and we believe that the management has taken a step in the right direction in providing for a separate asylum for them.

The general condition of these wards of the state has been fully described and graphically told in reports of prior visiting committees. It has never been over stated, and no language of ours could depict to the members of this General Assembly the natural condition of these children, for whom this charity is erected and maintained by the state. We fully endorse all that has been said in prior reports as to the patience, Christian charity, self-denial and faithful work of the officers, assistants and corps of teachers employed in the institution. We call attention to the report of the trustees and of the superintendent as made and distributed to this General Assembly, and would respectfully say that we can find nothing asked for by this institution which is not actually needed. The report shows that the superintendent is overwhelmed with applications from like unfortunates for admission, which cannot be accommodated at present; we believe that an extension to the asylum



building is necessary if the state expects to continue this necessary charity. The amount asked for furnishing is in our judgment reasonable. The water supply is very deficient and something must be done in this matter in order to supply the institution with this necessity. A large part of the supply has heretofore been drawn from a neighboring stream called Keg creek, but the building of a sewerage system in the town of Glenwood has polluted this supply so that it is unfit for use. An arrangement was made by the state with the town of Glenwood so that the supply could be drawn from above the point of pollution, but the extension of the sewerage system of the town threatens again to pollute the stream above the present source of supply. The water of this little creek has never been of even a fairly good quality, and under the conditions prevailing for the last few years is insufficient in quantity aside from the evil of pollution. The town of Glenwood, lying on the opposite side of Keg creek, has bored a well from which it draws its supply, but the diameter of the well having been reduced in the boring to less than five inches, its capacity is insufficient for the wants of the institution and the town both, so that we are informed that it is impossible to make arrangements at any price to obtain water from the town water works. Observations from actual borings made at Glenwood and other points in the valley, justify the belief that an abundance of water supply can be reached by a boring made at the institution to a depth of from 1,000 to 1,200 feet, and we believe the only proper thing to do is for the state to provide itself with its own water supply by a deep boring of this kind. The management feel sure that they can accomplish this, including reservoirs, with the amount asked.

A visit to the institution would readily convince any one that water is here an absolute necessity. The amount asked for hospital buildings and furnishing the same is in our judgment reasonable, and we desire to call attention to the fact that the institution is practically without hospital conveniences. The report of the trustees asks an appropriation of \$5,405 for the purchase of additional lands. These lands are now a necessity which will appear more urgent as the time goes by, and as the better class of the pupils are put at work. The management have in view eligible tracts of land that can be purchased at a reasonable price at this time, and the price of which will surely advance in the future, and can certainly never be bought

cheaper than they are now offered. The tract particularly in contemplation is now surrounded on three sides by the lands owned by the state, and if the same should pass into the hands of some one desiring to speculate on it, would eventually cause the state a much larger sum. The management have aimed as far as possible, to supply the wants of the kitchen from the farm, or at least to make the farm contribute as far as possible, to the food supply. The cattle and other stock kept for that purpose are of excellent quality, but the barns and farm buildings are very inferior in quality, and a disgrace to the state property. The sum asked for the extension of the farm cottage colony is in our judgment very moderate and would certainly be a very economical expenditure. The remaining sums asked for for the biennial period, surprisingly small when we realize the numbers and the wants of the inmates of the institution. The sum especially asked for painting seems to us to be absolutely necessary, and we believe it would be a false economy on the part of the state to allow these valuable buildings to depreciate for want of painting and proper care. In our opinion the appropriations made by the last General Assembly have been wisely and economically used. The General Assembly has been disposed to regard all recommendations made by the boards of trustees for appropriations as in excess of the needs of the institution, and has been disposed, we believe, to cut them down as a matter of custom. In the case of this institution while we desire to recommend economy, we are forced to say that we cannot but regard every item asked for as absolutely essential and we are unable to point out anything that we think could be fairly dispensed with or cut down. We submit herewith a copy of the monthly pay roll as follows:

NAMES, KIND OF SERVICE AND COMPENSATION.

	Per month.
F. M. Powell, superintendent.....	\$ 175.00
L. M. Powell, matron.....	50.00
George Moyridge, assistant physician.....	83 33
H. W. Wright, clerk (without board).....	75.00
Isabell Irwin, stenographer.....	35 00
Rilla Drew, visitor's attendant.....	35.00
Lillie Moyridge, matron asylum department.....	40.00
Nettie Baker, principal of schools.....	45.00
Nettie Wahl, teacher.....	35.00
Gene Sartelle, teacher.....	35 00
Ella Frazee, teacher.....	35.00
Laura Beashore, teacher.....	35 00
Alice Smith, teacher.....	35 00
Etta Inscore, teacher.....	35.00
Margaret Maywood, teacher.....	35.00
Anna Deane, teacher.....	35.00

Margaret Taylor, teacher.....	\$ 35.00
Mary Dill, teacher.....	25.00
Lillie Wehrend, teacher.....	25.00
Alice Steppan, teacher.....	20.00
Clara Davis, supervisoress.....	30.00
Sarah Clark, supervisoress.....	35.00
Etta Greendahl, supervisoress.....	24.00
Mrs. E. A. Zimmerman, hospital matron.....	35.00
Emma Dwyer, hospital nurse.....	18.00
Belle Wood, hospital nurse.....	18.00
David Evans, attendant.....	28.00
Frank Sidener, attendant.....	28.00
August Greendahl, attendant.....	27.00
Sam Thomas, attendant.....	28.00
Grant Lewis, attendant.....	27.00
W. B. Williams, attendant.....	28.00
A. T. Allen, attendant.....	24.00
O. Van Sandt, attendant.....	28.00
N. J. Nelson, attendant.....	28.00
Sadie Neville, attendant.....	20.00
M. Armstrong, attendant.....	20.00
Minnie Boyer, attendant.....	20.00
D. Ames, attendant.....	20.00
Eva Rinkers, attendant.....	20.00
Sadie Lauson, attendant.....	20.00
Mary Seagrave, attendant.....	18.00
Mary Reynolds, attendant.....	18.00
Eva Head, attendant.....	20.00
Minnie Surber, attendant.....	18.00
Belle Snowden, attendant.....	18.00
Mary Dunn, attendant.....	22.00
Mattie Helton, attendant.....	18.00
E. H. Gorton, attendant.....	28.00
Nettie Combs, assistant matron.....	35.00
Flora McKee, assistant supervisoress.....	18.00
Stella Butler, assistant supervisoress.....	18.00
Blondell Benedict, seamstress.....	14.00
Mrs. E. A. Cathcart, seamstress.....	14.00
Clara Fisher, seamstress.....	16.00
Beulah Mudd, seamstress.....	16.00
Iva Anderson, seamstress.....	18.00
Tillie Greene, seamstress.....	11.00
Grace Dalton, seamstress.....	14.00
Grace Kepford, seamstress.....	16.00
Clara Lord, seamstress.....	14.00
Mary Wood, seamstress.....	14.00
Nettie Mitchell, seamstress.....	14.00
Essa Parker, hall girl.....	18.00
Laura Creek, hall girl.....	18.00
Tonia Poesffel, hall girl.....	14.00
Mabel Lawson, hall girl.....	14.00
Persia Hinds, hall girl.....	18.00
Dora Poole, hall girl.....	13.00
Mrs. A. M. Eaton, night watch.....	24.00
Mrs. Clara White, night nurse.....	20.00
James Cadenhead, night watch, asylum.....	28.00
Rebecca Dietz, night watch, asylum.....	22.00
L. Mendenhall, night watch (one meal daily).....	33.00
Mary Quigg, cook.....	25.00
Hannah Tillson, cook.....	20.00
Bettie Williams, cook.....	18.00
Helen Hynes, cook.....	18.00
Lillie Davis, cook, farm colony.....	16.00

Laura Meneely, cook, asylum.....	\$ 25.00
Eunice Oaks, kitchen girl.....	16.00
Jane Burson, kitchen girl.....	16.00
Frieda Lundstrom, waitress.....	16.00
Emma Black, waitress.....	16.00
Florence Bonham, waitress.....	16.00
Amber Burson, waitress.....	16.00
Dottie Lawson, waitress.....	16.00
A. M. Jessup, laundry man (without board).....	35.00
Fannie Hall, laundress.....	16.00
Maud Purcell, laundress.....	16.00
Rhoda Rumford, laundress.....	12.00
May Walker, laundress.....	14.00
A. Davis, shoemaker (one meal daily).....	50.00
Frank Bicknell, industrial teacher.....	50.00
L. Styppan, industrial teacher.....	30.00
John Rether, baker (one meal daily).....	50.00
D. K. Donnelly, engineer (without board).....	85.00
Thos. Clune, assistant engineer (without board).....	50.00
W. H. Storey, engineer's helper (without board).....	35.00
G. W. Shaul, electrician (without board).....	60.00
Smith Anthony, day fireman, asylum (one meal daily).....	40.00
H. H. Jelley, night fireman, asylum (one meal daily).....	35.00
T. O. Hall, day fireman, asylum (without board).....	35.00
I. E. Newman, night fireman (without board).....	35.00
O. W. Smith, coachman.....	30.00
J. W. Miller, foreman farm (board and house rent).....	50.00
J. P. Jackson, horticulturalist (house rent).....	45.00
W. D. Himes, carpenter (without board).....	50.00
M. Peterson, dairyman.....	25.00
Carl Nygren, laborer.....	25.00
H. J. Eddy, laborer (without board).....	30.00
Rollin Bailey, laborer.....	25.00
E. W. Durk, laborer (without board).....	30.00
O. J. Wright, laborer.....	20.00
Thomas Edgar, laborer (without board).....	30.00
Everett Taylor, laborer.....	26.00
Robert Morris, laborer (two meals daily).....	35.00
Total.....	\$3,252.33

With the exceptions as noted, all have board, washing and lodging at the expense of the state.

We find nothing in the business methods of the institution to criticise. The accounts are in good condition, and all the officials were perfectly willing to give us all the aid possible. We find the contracts for supplies to be made carefully and economically and on a business basis, and the whole management favorable to the institution and to the state.

All of which is respectfully submitted.

W. O. MITCHELL,  
*Committee on part of Senate.*

CLAUDE R. PORTER,  
M. L. TEMPLE,  
*Committee on part of House.*

Mr. Classen offered the following report of the visiting committee to the Industrial School for Boys at Eldora, Iowa:

*To the Senate and House of Representatives of the State of Iowa:*

Your committee appointed to visit the Industrial School for Boys at Eldora, Iowa, met at Eldora, January 23, 1896, and respectfully submit the following report:

At the time of our visit we met the resident trustee, Hon. W. J. Moir, treasurer of the institution, who with the superintendent, Mr. J. B. Miles, aided us in our investigation.

We consider that as a reformatory institution it is doing good work, and is fully performing the duty for which it was designed.

From our observation of the entire institution, and from conversation with the inmates, we believe that the management is conducted so as to better the moral and physical condition of those committed to their care, and that the assistants are especially fitted and qualified for their work.

The sanitary conditions are excellent. There were but three patients in the hospital out of a population of 465. But two deaths have occurred in the last two years.

In regard to the appropriations made by the Twenty-fifth General Assembly, we find that it was all used for the purpose for which it was appropriated, and that no debts have been incurred in excess of the appropriation.

The following is a complete list of the officers and employes as taken from the pay roll of the institution, with the compensation of each:

NAME, OCCUPATION, AND SALARY.		Per annum.
B. J. Miles, superintendent.....		\$1,500.00
Mrs. B. J. Miles, matron.....		900.00
A. H. Leonard, assistant superintendent.....		780.00
Mrs. L. J. Cook, assistant matron.....		600.00
J. T. Humphries, principal and manager.....		660.00
Mrs. J. T. Humphries, teacher and housekeeper.....		210.00
S. J. Bird, teacher and manager.....		480.00
Mrs. S. J. Bird, teacher and housekeeper.....		240.00
L. M. Gilbert, teacher and manager.....		600.00
Mrs. L. M. Gilbert, teacher and housekeeper.....		240.00
Mrs. F. P. Fitzgerald, teacher and housekeeper.....		240.00
F. P. Fitzgerald, band leader and manager.....		600.00
G. T. Overfield, teacher and manager.....		480.00
Mrs. G. T. Overfield, teacher and housekeeper.....		240.00
A. R. Boyes, teacher and manager.....		420.00
H. S. Polsal, shoemaker.....		540.00
Mrs. A. R. Boyes, teacher and housekeeper.....		180.00
W. H. McLean, engineer.....		600.00
Mrs. H. S. Polsal, officers' dining hall.....		240.00
O. F. Holm, tailor.....		480.00

J. S. Poland, gardener.....	\$ 480.00
J. W. Carson, live stock.....	420.00
J. S. Carson, blacksmith.....	420.00
G. H. Illiff, relief officer.....	420.00
S. H. Cunningham, night watchman.....	420.00
Earl Martin, farmer.....	360.00
Miss A. Scott, boys' kitchen.....	300.00
Miss S. Woods, hall work.....	240.00
Miss E. Kenworthy, officers' kitchen.....	300.00
Miss H. B. Anderson, bake shop.....	300.00
Miss M. Chambers, boys' dining hall.....	300.00
Miss M. Kennedy, superintendent's dining hall.....	240.00
Miss K. Kennedy, laundress.....	300.00
Miss J. Shoffner, sewing room and hospital.....	240.00
W. S. T. Doan, broom shop during winter months, per month.....	50.00
I. K. McDonald, carpenter, not an officer, day workman, per hour.....	.25

In addition to salaries employes are furnished with room, board, light and fuel. In regard to the amount asked by the board of trustees for the next biennial period, and the absolute necessity therefor, we would recommend as follows:

For one family building for sixty boys.....	\$ 9,000
Furnishing the same.....	1,000
Electric light.....	150
For general repairing and contingent fund.....	3,000
For new roof and gutters on main building.....	1,150
For changing internal arrangement of three family buildings, \$550 each.....	1,650
To enlarge the chapel capacity.....	1,500
For tile.....	480
For fence wire, lumber and posts.....	650
For new dynamo.....	850
Chaplain's fund.....	500
Total.....	\$19,930

We find no necessity for the increase of the board of trustees to six, and would recommend that their meetings continue to be held quarterly.

We are of the opinion that committing inmates to this school for a stated time would destroy its usefulness as a reformatory institution.

We would especially recommend that the per capita allowance be increased to \$10 per month.

Respectfully submitted,

S. DRUET,

*Committee on Part of Senate.*

J. B. CLASSEN,

JAMES M. CLARK,

*Committee on Part of House.*

## REPORTS OF COMMITTEES.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 85, a bill for an act to regulate the practice of dentistry in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Pharmacy.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 114, a bill for an act to amend section 812 of chapter 1, title 6, of the Code of Iowa, as amended by chapter 63 of the acts of the Fifteenth General Assembly of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 35, a bill for an act to prevent the adulteration of candy, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 31, a bill for an act defining fraternal beneficiary societies, orders and associations and regulating the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 48, a bill for an act to amend section 492 of the Code, relating to the proof of ordinances, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass, when amended as follows, to-wit: Strike out all after the title down to the enacting clause.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 122, a bill for an act to amend chapter 151, of the acts of the Eighteenth General Assembly, relating to the Board of Health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary to whom was referred House file No. 59, a bill for an act to make February 22d a legal holiday in the State of Iowa, and closing the schools of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the first division of the Code Committee.

W. W. CORNWALL,  
*Chairman*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 44, a bill for an act to define additional duties for assessor and city, township, county and state boards of equalization, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Lowry offered the following report of visiting committee:

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your jointcommittee, appointed to visit the Hospital for the Insane at Mount Pleasant and investigate as to its condition.



management, etc., beg leave to report that they have made such visit and submit the following report as a result of their investigations:

Your committee met at the hospital buildings at Mount Pleasant, Thursday morning, January 23rd, and proceeded to organize by electing J. R. Gorrell of the Senate as President and J. J. Lowry of the House of Representatives as Secretary.

So organized, we proceeded at once to investigate, as required by your concurrent resolutions.

*First.*—We find that the improvements and repairs for which appropriations were made by the Twenty-fifth General Assembly, have been made. All moneys which have been appropriated have been expended for the objects for which they were appropriated, and the improvements made are satisfactory evidence to your committee that the appropriations were wisely and economically expended.

We find for the sum appropriated for fire protection a Doane steam fire pump, connecting with a line of fire pipes around the entire building, connecting with the reservoir; 500 feet of hose for outside fire plugs and about 4,000 feet of inside hose, which is placed in lengths of 100 feet on racks in each ward. The wards are supplied with hand grenades and fire extinguishers.

There is a new elevator in the central building. The horse and carriage barn is a model building for which it was intended.

The industrial building for men is completed and is a good, substantial building for the money it cost.

The repair and contingent fund was properly expended and economically, as were also the painting and furniture appropriations.

*Second.*—No indebtedness has been contracted in excess of the appropriations.

*Third.*—Your committee made thorough investigations of the condition and needs of the institution. By going through and investigating the different wards we noted the excellent ventilation and heating appliances (which are creations of the superintendent); we found the institution as we believe it is each day of the year, well equipped, and in excellent condition; the sanitary condition is all that could be desired, pure air, pure water, wholesome and nourishing food.

The inmates seem well nourished, being tidy and clean in person, quiet and contented.

The food supply in quantity is amply sufficient, is of the very best nourishing character and is well cooked.

We find the entire management and administration eminently satisfactory, the superintendent with his able corps of assistants are an industrious and faithful body of medical gentlemen, well qualified to discharge the responsible duties devolved upon them; it is the laudable ambition of Dr. Gilman, the superintendent, to keep fully abreast of the age in his care and treatment of the insane, and we believe in this he has fully succeeded.

We also find that the steward, matron, clerks, attendants and employes are an industrious, intelligent and earnest class of men and women.

We find the live stock kept on the farm belonging with the hospital in the most excellent condition in every particular, the tools and implements well housed and cared for.

We especially commend the excellent power engine and boilers, and the excellent condition in which they are kept.

We find abundant reasons for congratulation in the construction of so many fine improvements.

We commend the management of the institution for the good judgment in planting and growing an abundant supply of small fruit and vegetables. We find that there are fifteen acres in grapes, twenty-five acres in raspberries and strawberries and twenty-five acres in vegetable garden.

*Fourth.*—We find that there has been no diversion of any money from the specific purpose for which it was appropriated.

*Fifth.*—We find that the law relating to the drawing of money from the State Treasurer has been complied with in making purchases for the use of the hospital.

The principle of competitive bids so far as practicable has been applied in such manner as to conserve the best interest of the state and ninety per cent of the supplies were purchased in this state.

#### NEEDS—WATER SUPPLY.

Your committee's attention was called to the necessity for a more permanent and pure supply of water for the hospital. It requires nearly 100,000 gallons of pure water daily for all purposes, viz: drinking, cooking, bathing, scrubbing and cleaning, and the only storage capacity now is a defective and leaky reservoir, which holds but twenty days' supply and the leakage is a great loss. This should be thoroughly overhauled and

repaired, which cannot be accomplished for less than three thousand dollars (\$3,000).

Sometimes, from three to six months, there is not enough rain fall to raise the creek from which the water works supply is obtained, and during the droughts of the last three years the institution has been so short of water that general bathing has been suspended for weeks and months, and not enough water could be obtained for ordinary cleaning purposes. The quality when the creek is so low, makes the water unfit for potable or culinary purposes, and considerable sickness has resulted. A large reservoir holding ten million (10,000,000) gallons of water, a quantity which will place the hospital beyond the menace mentioned during any protracted drought, in our opinion, is at once demanded there, as has been requested by the trustees and superintendent of the institution; and this, with a proper system of filtration will furnish a never-failing supply of pure water.

The danger of fire with no water stored or held in reserve is a constant menace to the institution, and great loss of property and life might result at any time unless this provision is made. We recommend the entire amount asked for water supply for this institution, which is thirteen thousand dollars (\$13,000).

#### INFIRMARY BUILDINGS.

There has never been connected with this institution infirmary or hospital buildings, separate from the main structure where patients that may be sick with any contagious or infectious disease can be removed and cared for. This is a very important matter to prevent epidemics of any character spreading through the wards of the main building, and an infirmary for each sex should be provided for without delay. When they are not in use for the class mentioned, they will be constantly filled with sick, feeble and infirm patients, and thus 100 more insane will be provided for at this place at a minimum cost per capita.

It being proposed to provide for fifty of each sex, or 100 in all, at a cost of four hundred dollars (\$400) per capita; a less sum than any hospital building has ever been constructed for in the west. For the completion of the two infirmary buildings the sum of forty thousand dollars (\$40,000) is required, and your committee recommend that the amount be appropriated for that purpose.

#### CEMENT WALKS.

From the hospital buildings to the street is a distance of half a mile, and there has never been a sidewalk since the institution was constructed, and no opportunity for foot passengers except in the middle of the drive way. It is important that there should be a walk at least six feet wide made of broken stone, concrete, sand and Portland cement sufficiently deep that it may not be effected by frost. The patients can here, during damp and muddy weather, have an opportunity to exercise, and even in winter by shoveling off the snow, it will enable the 140 employes connected with the hospital to go to town without wading in snow or getting their feet soaked with water and mud during wet weather. A survey has been made and a plan drawn, showing the topography of the ground and a cross-section of the walk proposed; also an estimate has been made amounting to two thousand five hundred dollars (\$2,500), which amount your committee would recommend be appropriated.

#### IMPROVEMENT OF GROUNDS AND FENCES.

There is need for further appropriations for walks and summer houses for the patients' recreation, and for the repair and rebuilding of fences around the 580 acres belonging to the state in connection with this institution, and we would recommend the small amount requested for these purposes for the next two years, which is two thousand dollars (\$2,000).

#### FOR PAINTING.

With the funds that have been appropriated the wards have, as far as possible, been painted and decorated so as to make them cheerful and bright. In contrast, those that have not thus been improved look comparatively cheerless, and we would recommend the appropriation asked for by the trustees and superintendent for the following biennial period. This will include considerable outside painting to prevent the deterioration of the wood work. The sum needed for the next two years is four thousand dollars (\$4,000).

#### FOR FURNITURE.

Since the institution was first furnished, when completed in 1860, even when the new wings for the accommodation of four hundred more patients were erected and occupied, there has been but one thousand dollars (\$1,000) appropriated for furniture for this purpose for this hospital. On account of the

destructive tendency of the patients much is constantly broken, and nearly all is old and worn, and requires renewal and much added. We would recommend the two thousand dollars asked for this purpose for the next two years.

#### REPAIR AND CONTINGENT FUND.

This appropriation is certainly among the most important under our consideration. The magnitude of the plant located at Mt. Pleasant cannot be appreciated by any one who has never visited the hospital there, but when it is understood that in traversing the thirty-four wards of the institution the visitor must travel a mile, some idea of the size of the main building can be estimated, besides this, all of the out buildings for the necessary domestic and farm purposes are commensurate in size, and all of this large property must be kept in repair every year to prevent the deterioration and decay, and there is a much greater loss if neglected and not properly repaired promptly as may be required. It must be borne in mind that nearly nine hundred insane persons are cared for and treated in this building with all of their destructive tendencies, and on this account repairs are constantly needed; not a day passing without this necessity. It does not seem possible that all this can be accomplished with less than the amount asked for, which is six thousand dollars per annum or twelve thousand (\$12,000) for the two years. This will certainly be less in proportion than the amount expended by any thrifty and successful farmer in annual repairs, and it is to cover all the possible contingencies of the biennial period with such a destructive element to deal with. Your committee would recommend the above amount.

#### SLATE ROOF.

The material used in constructing the old part of the hospital building was iron. For years this has been rusting out and leaking, causing hundreds of dollars to be expended every year in repairs, never satisfactory, and the roof grows worse each year, and serious damage to plastering and walls in the wards below has resulted. It is proposed to gradually renew this old roof by sections, by a substantial slate roof, which will be permanent and the most economical in the end. We recommend two thousand five hundred dollars (\$2,500), the amount required for the renewal of one section.

## REPAIRING WALLS OF OLD BUILDING.

The material that was originally used for the foundation and sub-basement of this building was defective, and years ago was a menace to the structure by causing cracked and bulging walls, and long since the sub-basement was so deteriorated and rapidly decaying that it was renewed. Now the section with these cracked walls demands prompt attention, as they are a menace to the patients occupying these apartments, and an estimate carefully made of repairing the worst damaged section is \$5,600, which your committee emphatically recommend be made before further damage occurs or loss of life results.

## LIBRARY, PICTURES AND DIVERSIONS.

The state has provided no means for supplying the libraries of this institution with new books, the walls with pictures or any appropriation for diversions for fifteen years at least, and we would recommend an annual appropriation of \$1,000 for these purposes, as your committee feels the importance of these agencies in the care, treatment and comfort of the unfortunates who are tenderly and skillfully cared for at this institution.

## LAND.

The Twenty-fifth General Assembly appropriated one thousand five hundred dollars (\$1,500) for fifteen acres of land lying directly in front of the hospital, and between it and the street. Another party made an attempt to secure this strip which was so important to the hospital, and the court finally decided against the party who thought he had made the purchase for the institution. The outside party is holding the land, and it can be secured by paying five hundred dollars (\$500) in addition to the appropriation already made, and we would recommend that this small amount be added to the appropriation already made in order to secure it. If lost to the hospital *now* it *never* can be secured.

## CODE REVISION.

The Commission for Revising the Code has for some reason recommended an increase of one in the number of trustees of the hospital, making six in number in place of five, which we do not approve of. Five is a good parliamentary body, and it seems to us unwise and uncalled for to increase it. Neither do

we approve making it mandatory that the treasurer of the hospital should be a member of the board of trustees. It should be left as at present in the Code.

#### FINANCIAL SUGGESTIONS.

As the law now states, the quarterly requisition for current expenses is a deficiency in the funds for such expenses, a period of three months, or, in other words, the hospital is in debt for all of its current expenses for that period, and the quarterly requisition which is drawn by the trustees at each quarterly meeting is for the bills made during the previous quarter. This prevents taking bids on many articles and taking advantage of cash discounts, which is certainly not good economy, as any good business man can see at a glance. Your committee would recommend that a quarter's requisition be appropriated, say thirty thousand dollars (\$30,000), for the deficiency existing for the quarter ending March 31, 1896, so that the regular quarterly requisition for April be in advance, and thereafter all transactions be for cash when the articles necessary for maintenance is procured. By this means at least ten thousand dollars (\$10,000) per annum can be saved to the state by each of our State Hospitals for the Insane.

We desire to commend the management of the institution and the energy, devotion and skill of Dr. H. A. Gilman, the superintendent, in stimulating, developing and caring for the unfortunates committed to his charge.

We recommend the liberal consideration of the merits and demands of this institution, and ask that it stand among the first in appropriations, not only for current necessity, but also for enlarging its capacity for good to our people.

We append herewith a list of all employes, with the monthly salary of each (with room and board), marked schedule "A."

We have no recommendations to make in regard to salaries.

Respectfully submitted,

J. R. GORRELL,  
*Committee on part of Senate.*

J. J. LOWRY,  
N. A. WELLS,  
*Committee on part of House.*

## SCHEDULE "A."

H. A. Gilman, superintendent.....	\$ 833.33
Max E. Witte, first assistant physician.....	141.66
F. T. Stephens, second assistant physician.....	100.00
R. H. Moffit, third assistant physician.....	83.33
F. O. Jackman, fourth assistant physician.....	83.33
Geo. G. Wells, steward.....	133.33
F. V. Cole, matron.....	66.00
Minnie Bartlet, clerk.....	45.00
Einora Bartlet, stenographer.....	40.00
E. H. House, apothecary.....	40.00
S. H. Anderson, supervisor.....	50.00
Milton Weaver, assistant supervisor.....	40.00
D. O. Woodson, watchman.....	30.00
J. H. Hamlin, watchman.....	30.00
A. E. Anderson, attendant.....	29.00
F. H. Givan, attendant.....	29.00
C. M. Wilson, attendant.....	29.00
Jas. Hennhan, attendant.....	29.00
G. A. Lightle, attendant.....	26.00
W. A. Van Pelt, attendant.....	26.13
C. G. Barnes, attendant.....	26.00
A. J. Smith, attendant.....	27.00
D. L. Sage, attendant.....	27.00
O. D. Gragen, attendant.....	26.00
J. H. Teter, attendant.....	26.00
C. U. Johnson, attendant.....	25.00
T. J. Thompson, attendant.....	25.00
William Bell, attendant.....	25.00
A. H. Sellees, attendant.....	26.00
T. R. Loer, attendant.....	17.33
F. P. Munyon, attendant.....	27.00
V. D. Morris, attendant.....	26.00
E. E. Harden, attendant.....	25.00
D. S. Jameson, attendant.....	25.00
Ralph Hullings, attendant.....	26.00
J. Moreland, attendant.....	26.00
J. E. Schooler, attendant.....	25.00
Chas. Jones, attendant.....	25.00
N. C. Crouch, attendant.....	24.00
N. A. Baldwin, attendant.....	25.00
Geo. McFadden, attendant.....	26.00
John Jones, attendant.....	24.00
J. E. Crouch, attendant.....	27.00
G. E. Williams, attendant.....	23.00
F. J. Hamlin, attendant.....	24.00
B. A. Whelan, supervisoress.....	40.00
Sadie Kearns, assistant supervisoress.....	26.00
Carrie Bogert, watch woman.....	24.53
Allie Chamberlan, attendant.....	21.00
Minnie Crawford, attendant.....	17.00
Stella Anderson, attendant.....	19.00
Ida Clarke, attendant.....	18.00
B. Donahue, attendant.....	22.00
Amanda Rivey, attendant.....	16.00
Ida DeVoe, attendant.....	20.00
May Hall, attendant.....	16.00
Georgie Rood, attendant.....	22.00
Stella Wisewell, attendant.....	13.00
H. L. Snyder, attendant.....	18.53
Alice Thatcher, attendant.....	16.00
Frank Anderson, attendant.....	26.00



Belle Mileson, attendant.....	\$ 17.07
Nellie Whichello, attendant.....	26.00
Mattie Peer, attendant.....	16.00
Fannie Woodburn, attendant.....	20.00
S. Madsen, attendant.....	18.33
Lizzie Waters, attendant.....	23.00
Maggie Horsey, attendant.....	20.00
Anna Johnson, attendant.....	16.07
Julia Smith, attendant.....	27.00
Ida Howell, attendant.....	27.00
Carrie Hall, attendant.....	20.00
Ella Fitzgerald, attendant.....	25.00
Nannie Radcliff, attendant.....	17.00
Jessie Gryder, attendant.....	19.00
Hattie Dallner, attendant.....	15.00
Lama Anderson, attendant.....	21.00
Mamie Morroe, attendant.....	16.40
Kate Fischer, attendant.....	27.00
Febie Starlie, attendant.....	18.40
Selma Linderlung, attendant.....	19.00
Ella Culligan, attendant.....	20.25
Mary Culligan, attendant.....	16.50
Nellie Seaton, cook.....	33.00
Jane Hogg, assistant cook.....	12.00
Mary O'Connor, assistant cook.....	15.00
Della Sweat, kitchen girl.....	11.00
Birdie Moran, kitchen girl.....	11.00
Katie O'Hare, kitchen girl.....	11.00
Henry Swanson, car man.....	25.00
J. G. Rouse, kitchen boy.....	15.30
Ellis Bell, kitchen boy.....	19.00
Fred Hamlin, kitchen boy.....	18.00
Guy Loomis, kitchen boy.....	18.00
M. F. Creme, waiter girl.....	15.00
L. Henne, waiter girl.....	15.09
J. P. Fischer, baker.....	50.00
Allie Moran, assistant baker.....	15.00
Otto Nest, washman.....	25.00
E. Snyder, washwoman.....	20.00
Maggie O'Hern, washwoman.....	15.00
Maggie Salmon, washwoman.....	15.00
M. F. Anderson, washwoman.....	15.00
Mary Ready, cook.....	20.00
Flora Millighan, assistant cook.....	15.00
Mary Warble, chambermaid.....	15.00
M. Folkland, chambermaid.....	13.00
Nellie Fagan, chambermaid.....	15.00
Sophie Hippee, chambermaid.....	11.00
Susie Jessup, ironer.....	15.00
Nellie Blasser, ironer.....	13.00
Rose Donahue, ironer.....	11.00
Mary Fagan, ironer.....	11.00
Lidia Moran, ironer.....	11.00
Anna Shults, assorter.....	10.40
Mary Morony, seamstress.....	20.00
Kate Morony, seamstress.....	16.00
A. Larson, seamstress.....	16.00
Jennie Sillen, seamstress.....	11.00
J. G. Crawford, porter.....	22.00
R. H. Stearns, farmer.....	40.00
J. W. Thompson, florist.....	60.00
H. R. Rouse, butcher.....	50.00
C. Short, laborer.....	20.09

Mrs. C. Short, kitchen girl.....	\$ 15.00
E. E. Gray, driver.....	22.00
Tom Scott, teamster.....	20.00
John Cott, teamster.....	20.00
F. Spangler, teamster.....	18.00
L. H. Sunkin, teamster.....	20.00
O. LeMaster, teamster.....	25.00
E. Kellerhauls, milk boy.....	23.00
P. C. Campbell, milk boy.....	18.00
A. Zlinder, milk boy.....	18.00
J. McLaughlin, laborer.....	25.00
L. H. Fenton, laborer.....	30.00
John Hart, engineer.....	69.00
S. O. Follanshee, assistant engineer..	80.00
W. Connell, fireman.....	30.00
B. Keegan, fireman.....	80.00

Mr. Hendershot offered the following report of the Committee on Rules as the Joint Rules of the Twenty-sixth General Assembly and moved it adoption.

MR. SPEAKER—Your Committee on Rules recommends the adoption of the following

#### CONCURRENT RESOLUTION.

*Resolved by the House, the Senate Concurring, That the following joint-rules be adopted:*

#### JOINT RULES.

1. Whenever either House shall amend a measure, and the other House shall refuse to concur in and adopt the amendment, the House which has adopted such amendment shall either insist on, or recede from the same. In case a motion to insist on the amendment be decided in the negative, such action shall be deemed a receding from the amendment, and so entered upon the Journal of such House. In case the amendment is insisted upon, the House so insisting shall request a committee of conference on the subject of disagreement and shall appoint a committee therefor. The other House shall thereupon appoint such committee. Unless another number is specified in said request, such Conference Committee shall consist of four members from each house. They shall meet at a convenient time, to be agreed upon by their chairman, and having conferred freely, each shall report to their respective House the result of their conference. In case of agreement, the report shall be first made, with the papers referred accompanying it, to the House which refused to concur, and there acted upon; and such action shall be immediately reported by the Secretary or Clerk to the other House, the papers referred accompanying the message. In case of disagreement of Conference Committee, the papers shall remain with the House which insisted on the amendment. The agreeing report of a Conference Committee shall be made, read and signed in duplicate by all the members of the committee, or by a majority of those of each House, one of the duplicates being retained by the committee of each House. Should either House disagree to the report of the committee, such House shall appoint a second committee, and request a further conference, which shall be acceded to by the other House before adhering. The motion for a Committee of Conference, and the report of such committee shall be in order at any time. When both Houses shall have adhered to their disagreement, a bill or motion is lost.

2. When a message shall be sent from either House to the other, it shall be announced at the door of the House to which it is sent by the Door-keeper thereof, and shall be respectfully communicated to the Chair by the person by whom it is sent.

3. All messages between the two Houses shall be communicated by the Secretary or Chief Clerk, or their respective assistants.

4. When a bill shall have passed both Houses, it shall be duly enrolled by the Enrolling Clerk of the House in which it originated, and the fact of its origin shall be certified by the endorsement of the Secretary or Clerk thereof.

5. When bills are enrolled they shall be examined by a joint committee of two from the Senate and two from the House of Representatives, who shall be a standing committee for that purpose, and who shall carefully compare the enrollment with the engrossed bills, as passed in the Houses, correct any errors therein, and make report thereof forthwith to their respective Houses.

6. After the report each bill shall be signed, first by the Speaker of the House of Representatives, and then by the President of the Senate, in the presence of their respective Houses.

7. After a bill shall have been thus signed in each House, it shall be forthwith presented by the committee of which the bill originated to the Governor for his approval, and they shall forthwith report the date of presentation, which shall be entered upon the Journal of the House in which the bill originated.

8. All orders, resolutions, memorials or other votes, which are to be presented to the Governor for his approval, shall be enrolled, examined, signed and presented in the same manner as bills.

9. When any bill, resolution or memorial, which shall have passed in one House, is rejected or adopted in the other, notice of such action shall be given to the House which passed the same. And each bill, resolution or memorial shall have properly endorsed thereon, at time of its transmission, a statement signed by the Secretary or Clerk, of the action which has been taken thereon by the House transmitting the same, with the dates thereof.

10. When a bill, resolution or memorial, which shall have passed one House, is rejected in the other, it shall not be again introduced during the session without five days' notice and leave of a majority of the members to the House in which the same is sought to be introduced.

11. Each House shall transmit to the other, with any bill, resolution or memorial, all papers upon which the same shall be founded.

12. When any report, bill or resolution shall be ordered printed, by either House, without stating the number, three hundred copies shall be printed for the use of both Houses; but when any bill or resolution which may have passed one House is ordered printed by the other, a greater number of copies shall not be printed than the House making the order shall determine.

13. It shall be the duty of the Chief Clerk of the House of Representatives and the Secretary of the Senate, when any document, except bills and resolutions, is ordered to be printed in their respective Houses, forthwith to communicate such order to the other House.

14. In all elections in Joint Convention of the two Houses, the names of all the members shall be arranged in alphabetical order, and they shall be called upon to vote in the order in which they stand arranged.

15. It shall be the duty of the Committee on Claims in each House to keep a book of record, in which shall be entered each claim for money against the state referred to them, whether presented in favor of private persons or municipal or other corporations, entering therein the name of the claimant, the amount of the claim, the grounds thereof, with note of the evidence offered in support of the same, and the final conclusion of the committee thereon. At the close of the session, said book of record shall be deposited with the auditor of the state, to be kept by him; and he shall provide an index, showing the names of the claimants recorded therein. At any subsequent session the same shall be delivered, when desired, to the like committee having jurisdiction of such claims, and shall always be open to the examination of the said committee of either House.

I. B. HENDERSHOT,  
*Chairman.*

Adopted.

Mr. St. John offered the following resolution and moved its adoption:

*Resolved*, That the Custodian be instructed to unlock the stair door leading to the House committee rooms on the Senate side.

Adopted.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes.

W. E. BULLARD,  
*Secretary.*

Mr. Hendershot called up the report of the Committee on Rules, which was laid over until to-day.

Mr. Klemme moved that the report of the committee be adopted section by section.

Carried.

On motion of Mr. Gurley, Rule No. 1 was adopted.

On motion of Mr. Doubleday, Rule No. 2 was adopted.

On motion of Mr. Gurley, Rule No. 3 was adopted.

On motion of Mr. Weaver, Rules Nos. 4, 5, 6, 7, 8 and 9 were adopted.

Carried.

Mr. Lauder moved, as an amendment to section 10 of Rule 10, that the Code Committee be placed first on call for committee reports, and Building and Loan after Roads and Highways.

Mr. Weaver moved that section 11 of Rule 10, as it appears in the rules of the Twenty-fifth General Assembly, be substituted for the amended rule as offered by the Committee on Rules.

Mr. Loomis moved to adjourn till 10 A. M. to-morrow.

Mr. Funk moved to amend by making it 9 A. M. to-morrow.  
Amendment lost.

On the motion of Mr. Loomis, a division was called for, which resulted in 23 for and 70 against.

So the motion of Mr. Loomis was lost.

Mr. Cornwall moved the previous question.

Mr. Spaulding moved to lay this motion on the table, which on a division of the House 20 were for and 71 were against.

So the motion was declared lost.

Mr. Doubleday moved to adjourn till 2 P. M.

Lost.

Motion of Mr. Cornwall carried.

On the motion of Mr. Weaver, the "yeas" and "nays" were demanded, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Chapman, Clark, Cook, Crow, Davis, Doubleday, Edwards, Frazee, Garner, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McClelland, McDonald, McDowell, McQuin, Marti, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Power, Prentis, Scott, Spaulding, Sullivan, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whittier, Williams, Wilson—63.

The nays were:

Messrs. Bailey, Brinton, Classen, Cornwall, Dowell, Early, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hendershot, Johnston of Franklin, McNulty, Martin, Mayne, Merrell, Miller of Buena Vista, Nietert, Potter, Putnam, Ray, Reed, Smith, St. John, Temple, Tibbitts, Whelan, Wood, Mr. Speaker—34.

Absent or not voting:

Messrs. Byington, Manahan and Thompson—3.

So the motion prevailed.

Mr. Sullivan moved to reconsider the vote just taken.

Mr. Power moved the motion to reconsider be indefinitely postponed.

Carried.

T. C. Dawson was sworn in as clerk of Committee on Telephone, Telegraph and Express.

On motion of Mr. Spaulding the House adjourned until 10 o'clock A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, February 5, 1896. }

The house met pursuant to adjournment, Speaker Byers in the Chair.

The opening prayer was offered by Rev. Amos Crum, of Webster City, Iowa.

The House proceeded with the unfinished business of adoption of rules for the Twenty-sixth General Assembly.

Rules Nos. 11, 12 and 13 were adopted.

Mr. Power moved that Rule No. 14 of the rules of the Twenty-fifth General Assembly be substituted for Rule No. 14 as reported by the Committee on Rules

Messrs. Nolan and Temple demanded the yeas and nays on this motion, which resulted as follows:

On the question, "Shall the substitute be adopted?" the yeas were:

Messrs. Baker, Brighton, Cook, Crow, Frazee, Frink, Garner, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Jay, Klemme, Lambert, McDowell, McQuin, Manahan, Marti, Mayne, Nolan, Porter, Power, Scott, Spaulding, Sullivan, Voelker, Wheeler, Wilson—29.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Davis, Early, Edwards, Evans, Finch, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McCachran, McArthur, McClelland, McDonald, McNulty, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—66.

Absent or not voting:

Messrs. Cornwall, Doubleday, Dowell, Lowry, Merrell—5.

So the substitute was lost.

Rule No. 14, as reported by committee, was then adopted.

On motion of Mr. McDonald, rules Nos. 15 to 25 inclusive, were adopted.

Mr. Brighton moved that rule 26 of the Twenty-fifth General Assembly be adopted as a substitute for the rule as offered by the Committee on Rules.

Substitute adopted.

Rules Nos. 27 to 44 inclusive were adopted.

Mr. Gurley moved that rule 41, as recommended by committee, be adopted.

Mr. Lavender offered as a substitute that rule 41 of the rules of the Twenty-fifth General Assembly be adopted.

Messrs. Klemme and Hinman demanded yeas and nays, which resulted as follows:

On the question, "Shall the substitute be adopted?" the yeas were:

Messrs. Allen, Bell, Bird, Bowen, Brinton, Davis, Edwards, Finch, Garner, Griswold, Grote, Haugen, Jay, Johnson of Webster, Ladd, Lauder, Lavender, McClelland, McNulty, McQuin, Mayne, Merriam, Miller of Buena Vista, Nietert, Power, Ray, Spaulding, Weaver, Wood—29.

The nays were:

Messrs. Bailey, Baker, Brady, Brighton, Byington, Chapman, Clark Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Evans, Frazee, Frink, Funk, Good, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Lambert, Loomis, McCachran, McArthur, McDowell, Manahan, Marti, Martin, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Prentiss, Putnam, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—68.

Absent or not voting:

Messrs. Jackson, Lowry and McDonald—3.

The substitute was lost.

The motion of Mr. Gurley was carried and rule 41 was adopted.



Rules 42 to 58, inclusive, were adopted.

Mr. Lauder moved to strike out the words "seven members or" in rule 59.

The motion was lost and report of committee adopted

Rules 60 to 70, inclusive, were adopted.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 106, a bill for an act regulating the forfeiture of contracts for the sale of real estate.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 112, a bill for an act legalizing the proceedings of the board of supervisors of Louisa county, Iowa, relative to restraining stock from running at large.

Also:

Senate file No. 30, a bill for an act prohibiting the sale and use of impure oils in mines, and providing penalties for violations thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 76, a bill for an act to legalize the ordinances passed by the incorporated town of Glidden, Carroll county, Iowa

Also:

Senate file No. 12, a bill for an act providing for the better protection of logs and lumber lying or being on any of the waters of the state, or bordering on this state, and providing for the violation thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 3, a bill for an act to amend section 1726 of the Code of 1873, allowing boards of directors to establish kindergarten schools.

W. E. BULLARD,  
*Secretary.*

The resolution in reference to the introduction of bills after February 15, was called up.

Mr. Potter moved its adoption.

Lost.

On motion of Mr. McNulty, House file No. 65, a bill for an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any city of Iowa of 5,000 inhabitants, to vote taxes not to exceed five per centum on the assessed value thereof, to construct or to aid in the construction of a highway bridge or a combination bridge, suitable for use of a highway and for railway purposes, across any navigable boundary river of Iowa, including the levy of said taxes and all acts leading up to the same or done thereunder, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McNulty moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—95.

Mr. Temple voted in the negative.

Absent or not voting:

Messrs. Dowell, Haugen, Merrell and Miller of Buena Vista—4.

So the bill passed and the title was agreed to.

Mr. Early offered the following report of the visiting committee to the penitentiary at Anamosa:

REPORT.

*To the General Assembly of the State of Iowa:*

Your committee, appointed by concurrent resolution to visit and examine the penitentiary at Anamosa, Jones county, Iowa, beg leave to say that they have performed that duty, and respectfully submit the following report in accordance with instructions given by the General Assembly.

The property of the state at Anamosa consists of the prison proper, the farm and a stone quarry. The prison is located on thirteen acres of land situated in the city of Anamosa, ten acres of this land being inclosed by a stone wall twenty feet in height. The buildings are located inside the walls. Besides the above, the state has a farm of sixty acres located near by, on which is raised vegetables for the prison, and eighty acres, on which is located the state's stone quarries. The farm and stone quarries are both operated by the convicts under the supervision of suitable foremen.

Your committee finds that the moneys appropriated by the Twenty-fifth General Assembly seem to have been wisely and economically expended for the purposes designated, and that such funds have been drawn from the treasury of the state in accordance with the spirit and provisions of the acts making the appropriations.

FOR THE "CENTER" BUILDING.

The Twenty-fifth General Assembly appropriated \$31,465.07 to further the construction of the new building commonly called the "Center" building. At the commencement of the biennial period, April 1, 1894, \$673.45 of a former appropriation for this building remained unexpended. From other sources this fund has received \$51.60, making a total of \$32,138.52 available for this building. Of this amount there has been expended up to January 23, 1896, the sum of \$28,020.65, leaving yet unexpended \$4,117.87, which amount will meet all the necessary drafts on this fund to the close of the biennial period.

THE CONTINGENT AND REPAIR FUND.

For this fund the last General Assembly appropriated \$4,000. There was left from a previous appropriation, \$132.42; from other sources \$42.70 was received, making a total for this fund

of \$4,174.12. Up to January 23, 1896, there had been expended of this fund the sum of \$3,958.67, leaving a balance of \$215.45, which will not meet the necessary expenses of this fund for the remainder of the biennial period.

#### CELL HOUSE ROOF FUND.

The Twenty-fifth General Assembly appropriated \$1,400, and \$43.55 was received from other sources, making a total of \$1,443.55 available for use. With this money, which has all been expended, a new tin roof has been put on the cell house and a layer of concrete about eighteen inches thick has been placed over the ceiling of the upper tier of cells, which formerly had only a flagstone ceiling from six to ten inches in thickness.

#### WARDEN'S HOUSE FUND.

For this fund \$200 was appropriated by the Twenty-fifth General Assembly. From other sources there has been received \$26.87, making a total amount available for this fund of \$226.87. There has been expended of this fund \$193.94, leaving yet un-expended on January 23, 1896, the sum of \$32.93.

#### TRANSPORTATION OF DISCHARGED CONVICTS' FUND.

The Twenty-fifth General Assembly appropriated \$600, there being \$1,500.81 left from a previous appropriation, making a total of \$2,100.81. Already \$1,996.47 has been paid out on January 23, 1896, leaving but \$104.34 to meet the expenses of the remainder of the biennial period. This will be insufficient. The increase in the number of convicts will necessitate an increased appropriation to meet the demands on this fund.

Your committee did not find that any indebtedness had been contracted in excess of the moneys appropriated nor has there been any diversion of funds; except, that upon the advice and consent of the executive council, the warden has purchased and has nearly placed in position an eighty-horse power boiler to replace one of the old boilers heretofore in use. Prior to this improvement, the prison had two boilers which had been in continuous use for nineteen years, and two other boilers which had been in use for the past fourteen years. Payment for the new boiler has been ordered from the general support fund. Your committee fully approves of this expenditure and

recommends an appropriation of \$1,200 to re-imburse the general support fund for this expense which properly belongs to the contingent and repair fund.

Your committee has made a thorough investigation of the conditions and needs of the penitentiary at Anamosa and recommends that the following appropriations be made for the next biennial period:

For finishing the female building, now under roof.....	\$10,000
For completion of the center building, now under construction.....	32,348
For foundation of the north wing of the cell house.....	25,000
Contingent and repairs.....	7,000
Eighty-horse power boiler, complete.....	1,200
Warden's house.....	300
Transportation of discharged convicts.....	3,000
Rotary ven for new bakery.....	1,600

Owing to the constant increase in the number of convicts, your committee deems the above appropriations almost an absolute necessity. At present the prison is crowded, there being 566 convicts confined in 375 cells. Of these convicts 23 are women, who are confined in 11 cells of the insane department. A large, well-built, commodious structure designed for the female department is all completed save the inside finishing. To complete this \$10,000 are asked, and your committee deems it important that the money should be appropriated.

Of no less importance is the \$25,000 appropriation asked to lay the foundation for the north wing of the cell house. This north wing is to contain 400 cells when completed, and the appropriation asked is intended to complete the basement walls to the water table. The expenses for such work at the prison consists of freight on rock, powder for quarrying and salaries for foreman. All the work is done by convicts. It will require from four to six years to complete the cell house, hence it is imperative that this work commence at once. Both prisons are already crowded.

Your committee would recommend that the salary of the clerk be increased from \$70 to \$100 per month, and that the bond for that officer be \$40,000. At present the pay is *not* proportionate to the labor, responsibility and abilities demanded to properly and conscientiously fill said office. The clerk is the purchasing and distributing agent at the prison and has charge of the financial management under the supervision of the warden, hence the salary should be sufficient to secure men of ability.

Under the provisions of chapter 20, acts of the Twenty-fifth General Assembly, there was shipped free of all charges, except transportation, from the prison, 235 cars of broken stone for use as macadam. Of this shipment, 213 cars were sent to Jones, Jackson and Linn counties. Ten cars were sent to Dubuque county and twelve to other counties.

Your committee visited and fully investigated each department of the prison and all things appeared neat, clean and conducive to good health. The prison diet is sufficient and wholesome, the prison clothing is comfortable and all that the state should be expected to furnish. The prisoners have the best of medical attendance and the benefit of good sanitary regulations. Your committee has nothing but words of endorsement and commendation for the heads of the various departments.

J. A. RIGGEN,

*For Committee of the Senate.*

CHARLES L. EARLY,

FRANK F. MERRIAM,

*For Committee of the House.*

EXHIBIT "A"—SALARIES PAID MONTHLY.

P. W. Madden, warden.....	\$166.67
George Andrew, deputy warden.....	110.00
O. J. Madden, assistant deputy warden.....	83.33
T. E. Patterson, clerk.....	70.00
L. J. Adair, physician.....	100.00
Mrs. Jennie A. Powers, matron.....	75.00
J. M. Crocker, teacher and chaplain.....	70.00
J. N. Gale, hospital steward.....	50.00
E. N. Cowen, turnkey.....	50.00
John Archibald, foreman of stonecutters.....	100.00
H. R. Maskery, foreman of stonemasons.....	85.00
T. O. Mollet, foreman of derricks.....	75.00
F. O'Rourke, foreman of quarry.....	70.00
R. J. Kelsoy, assistant foreman of quarry.....	60.00
J. H. English, engineer and electrician.....	90.00
J. Frank Barnes, architect and master mechanic, receives pay for all expenses and a per diem of.....	5.00
A. E. Andrews, guard.....	50.00
F. E. Ash, guard.....	50.00
A. N. Roswell, guard.....	50.00
J. H. Barnard, guard.....	50.00
C. A. Beems, guard.....	50.00
E. Covell, guard.....	50.00
D. T. Clark, guard.....	50.00
J. D. Canningham, guard.....	50.00
Taylor Deeke, guard.....	50.00
B. B. Blackstone, guard.....	50.00
William Barlow, guard.....	50.00
Tom Barlow, guard.....	50.00
Charles Beeckner, guard.....	50.00
Robert Ewing, guard.....	50.00
George L. Erwin, guard.....	50.00
W. H. Ebersole, guard.....	50.00

It is the opinion of your committee that the buildings, the hatchery and ponds are kept in good repair, and indicate that full measure of success resulting from the careful and efficient management of the present commissioner and his assistant.

We find upon careful examination of the commissioner's report that the people from all parts of the state have been quite generously supplied with the various kinds of fish for stocking the various streams.

We also find upon examination of the report and accounts filed with the state auditor, that during the last biennial period, beginning April 1, 1894, and ending November 1, 1895, the sum of \$3,939.59 was expended, leaving an unexpended balance of \$2,060.59 of the \$6,000 appropriation of the Twenty-fifth General Assembly. A portion of this has been used since November 1, 1895, for present and current expenses. We are further constrained to say that this expenditure has been wise and judicious, and in accordance with the purposes expressed in the provisions of the appropriation, and find no indebtedness incurred, and no perversion of funds in any manner whatever.

#### RECOMMENDATIONS.

We recommend that the assistant be allowed an increase of \$5 per month, making \$40 instead of \$35. His long experience and untiring fidelity in the discharge of his duties are indeed commendable, and this small increase of salary seems to us a just and worthy recognition of his worth.

Your committee would also recommend a sufficient appropriation for the purchase and equipment of a fish car for the successful transportation of fish at all seasons of the year to all parts of the state. The insufficient way in which this traffic is carried on at present is not commensurate with other features of the institution, and can only be successfully done during favorable seasons, and often then with much loss resulting from delays in transit.

We take occasion to urge the recommendation as made by a former committee, that the commissioner be constituted a game warden, and fully empowered to appoint deputies in each county, if necessary, to assist in the proper enforcement of the law; that the fines resulting from prosecutions should go to the commissioner and wardens to the end that they may eventually become self sustaining.

And further, it is our belief that the commission should be co-extensive with the criminal jurisdiction of the state, in order that some adequate protection may be afforded the fish at the mouth of the streams emptying into boundary rivers, and we recommend that the present law be so amended that the possession of any seine or spear in or upon any of the public waters of the state, or upon the ice of the same, or upon the shores within a limit of ten (10) rods, be *prima facie* evidence of guilt of the violation of the law.

We are constrained to say that the present commissioner has been a very efficient and energetic officer, keeping in view at all times the interest and respect of the state as contemplated in the creation of this institution, and in the discharge of his duties and the enforcement of law his chief aim has been equal justice to all.

In view, therefore, of the work thus briefly outlined, the progress the institution has made, and the maintenance of usefulness and respect to which it is entitled, we recommend an additional appropriation of \$1,000 for the purpose of a fish car as herein referred to, making an aggregate of \$10,000 for the ensuing biennial period.

Respectfully submitted,

J. E. ROWEN,

*For the Senate.*

W. G. LADD,

L. S. HUNTLEY,

*For the House.*

Mr. Grote offered the following report of the visiting committee to the State University at Iowa City:

#### REPORT.

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your committee, under the provisions of a Senate concurrent resolution to visit the State University of Iowa, located at Iowa City, Iowa, state that they have, to the best of their ability, performed the duties incumbent upon them in respect to this and submit the following:

Answering to the specific instructions, we have to say:

*First.*—Evidence by your committee, deemed conclusive, shows that the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended for the purposes for which they were appropriated.



*Second.*—No indebtedness in excess of appropriations has been contracted.

*Third.*—There has been no diversion of funds from the purpose for which they were appropriated; but, in order to complete the new homeopathic medical building and hospital and the new dental building, funds to the amount of \$7,758.95 were used out of the general income of the university.

*Fourth.*—The law relating to the drawing of money has been complied with.

*Fifth.*—A complete list of the employes of the institution, together with the full compensation of each, is submitted herewith.

Your committee found the various departments of the university doing much excellent work, considering the facilities they have to work with.

In regard to the treatment the university has had from the state and the need of a more liberal policy by the state toward the university, we beg leave to refer you to the very able report of the visiting committee appointed by the Twenty-fifth General Assembly, and found in the House Journal of the Twenty-fifth General Assembly, on pages 555 and 556, all of which your committee most heartily endorse, except as the same has been modified by the buildings erected by the appropriation of the Twenty-fifth General Assembly.

In regard to the needs of the university, we would place them as follows, naming them in the order of their importance:

*First.*—A new medical hospital.

*Second.*—A new fire-proof library and museum building.

*Third.*—A new collegiate building.

In support of this position, we would state further: That the allopathic medical department has, at the present time, no hospital whatever under its control. The clinical amphitheatre, now occupied by this department, was formerly a barn. It is connected with Mercy Hospital by a corridor made of rough boards, eighty feet long, and there are no means whatever of heating this corridor. When we take into consideration that a surgical operating room is always heated to the temperature of the human body, during an operation, we can readily see the danger of carrying a patient through this alley, having practically the temperature of the outside atmosphere. It is not in keeping with the standing of the State of Iowa to thus jeopardize the lives of its citizens entrusted to the skill and care of one of its institutions.

We earnestly urge that a liberal appropriation be made for the building of a suitable medical hospital.

The state has acquired, by purchase and gift, a magnificent library, embracing books upon every topic, and of every age. Many of them are volumes of great historic and monetary value impossible of being replaced in case of loss. At a small cost to the state, the management of the university has collected the best museum in natural history west of Baltimore, Maryland, and, in some respects, the best in the world. The present quarters of this library are in the old chapel, and of the museum in the upper story of the natural science building. Neither of these buildings are in the slightest degree fire proof, and this magnificent library and splendid museum are liable to be utterly destroyed at any time.

A new fire proof building for the accommodation of this library and museum is recommended as the second greatest need of the university. If such a building were erected at once, the two buildings vacated by the library and museum could then be used to relieve the crowded condition of the law and collegiate departments, of which we will now speak, until a new and more commodious building could be provided.

We found the law department situated in a portion of the old capitol building, and badly in need of room. The balance of the building is occupied by the offices of the president, secretary and treasurer, and chancellor of the law department. This entire building is needed by the law department alone; but if it is thought best to allow it to stand on account of the historical associations clustering around it, it must be speedily repaired. If repaired and given up to the law department entirely, it would make for it a comfortable home for quite a time to come.

Your committee found the collegiate department full to overflowing in all departments. Many of the class rooms are overcrowded. The class rooms in what is known as the old dormitory building are badly out of repair, the plastering crumbling, and the floor worn in holes. Indeed, it may well be questioned, from the condition of this building, whether the lives of students are safe while therein. This department is also making use of rooms over the engine room, never designed for recitation rooms, in the old homeopathic medical building, and in addition, have been compelled to hire rooms in the city.

Is it right for the great State of Iowa to compel its leading institution of learning to resort to this makeshift to educate the young men and women of the state?

We earnestly urge, as the third need of this institution, a liberal appropriation, either by way of specific tax or specific amount, to erect a large central building for the use of the collegiate department, and as an administration building.

We found the Homœopathic medical department nicely located in its new building, and lacking only its completion to make the department up to the highest standard of efficiency. We wish to especially commend the condition and management of this hospital, and recommend that a sufficient appropriation be made to complete the clinical amphitheater and the balance of the hospital.

The dental department, in its new building, is complete in all respects and ranks as the very best dental school in the entire west. It is an example of what all the departments of the university can be made if they are only given the proper financial support. This is the only department of the university that is up to the standard of the times in its equipment, as schools go, and we wish to point out to the Twenty-sixth General Assembly that this department, in the last biennial period, has turned in to the income of the university \$3,755 in excess of expenditures.

We believe that the other professional departments, with as good facilities for doing work, would, in a few years, show the same satisfactory results as are now reported by the dental department.

H. L. WATERMAN,

*Committee on part of Senate.*

SAMUEL MAYNE,

J. F. GROTE.

*Committee on part of House.*

#### PROFESSORS, INSTRUCTORS, OFFICERS, ETC.

Following is a schedule of the names of professors, officers and other employes of the university, together with salaries and pay of each for the current year:

#### COLLEGIATE DEPARTMENT.

Amos N. Currier, A. M., LL. D., dean and professor of Latin, language and literature.....	\$ 2,300
Samuel Calvin, A. M., Ph. D., professor of geology.....	2,200
Thomas H. McBride, A. M., professor of botany.....	2,200

Launcelot W. Andrews, Ph. D., professor of chemistry.....	\$ 2,200
George T. W. Patrick, A. M. Ph. D., professor of philosophy.....	2,000
Charles B. Wilson, A. M., professor of German language and literature.....	2,000
Andrew A. Veblen, A. M., professor of physics.....	1,900
Laenas G. Weld, A. M., professor of mathematics.....	1,900
Charles C. Nutting, A. M., professor of zoology.....	1,900
Isaac A. Loos, A. M., professor of political science.....	1,900
Joseph A. McConnell, A. M., professor of pedagogy.....	1,900
Charles B. Vodges, first lieutenant First United States infantry, professor of military science and tactics.....	.....
William Oraig Wilcox, A. M., professor of history.....	1,800
Frederic C. L. Van Steenderen, A. M., professor of French language and literature.....	1,200
Alfred V. Sims, C. E., professor of civil engineering.....	2,000
George A. Wauchope, A. M., Ph. D., professor of English.....	1,800
Leona A. Call, A. M., assistant professor of Greek language and literature.....	1,800
Gilbert L. Houser, M. S., assistant professor in charge of histology and physiology.....	900
Charles S. Magowan, A. M., C. E., assistant professor of civil engineering.....	1,500
Albert L. Arner, L. B., assistant professor of physics.....	1,000
Bohumil Shimek, C. E., assistant professor of botany.....	1,100
Henry F. Wickham, M. S., assistant professor of zoology.....	900
J. Allen Gilbert, A. M., Ph. D., assistant professor of psychology.....	1,000
Mrs. Pauline K. Partridge, instructor in elocution.....	300
Albert E. Egge, A. M., Ph. D., instructor in English.....	900
Frederic Bernard Sturm, A. B., instructor in German.....	900
Percy H. Walker, M. S., instructor in chemistry.....	900
Arthur G. Smith, B. Ph., instructor in mathematics.....	900
Charles Beardsley, Jr., A. B., instructor in economics.....	800
Benjamin F. Shambaugh, A. M., Ph. D., instructor in history and political science.....	400
George C. Cook, A. M., instructor in English.....	.....
Franklin H. Potter, A. M., instructor in Latin.....	1,000
George N. Bauer, B. S., instructor in mathematics.....	600
Frank Russell, B. S., assistant in the natural history museum.....	600
Harry G. Plum, B. Ph., fellow in history.....	300
Herbert C. Dorcas, B. Ph., fellow in pedagogy.....	250
Charles H. Bowman, assistant in the physical laboratory.....	8000
Joseph H. Ridgmay, taxidermist.....	450

## LAW DEPARTMENT.

Emlin McClain, A. M., LL. D., chancellor and resident professor of law.....	3,250
Samuel Hayes, M. S., LL. B., resident professor of law.....	2,300
James A. Rohbach, A. M., Ph. D., LL. B., secretary and resident professor of law..	1,600
John J. Ney, LL. B., resident professor of law.....	1,200
Edward P. Seeds, LL. B., resident professor of law.....	1,000
George G. Wright, LL. D., lecturer on professional ethics.....	200
L. G. Kinne, LL. D., lecturer on taxation.....	200
Gifford S. Robinson, LL. D., lecturer on appellate practice.....	100
Martin J. Wade, LL. B., lecturer on evidence.....	250
Horace E. Deemer, LL. B., lecturer on guaranty and suretyship and conduct and trial of causes.....	100
Frank H. Noble, A. M., LL. B., librarian.....	300
Two student assistant librarians.....	50

## MEDICAL DEPARTMENT.

Philo S. Farnsworth, A. M., M. D., emeritus professor of materia medica and therapeutics.....	.....
John C. Shrader, A. M., M. D., LL. D., professor of obstetrics and gynecology.....	950
William D. Middleton, A. M., M. D., M. R. C. S., dean and professor of surgery and clinical surgery.....	950
Lawrence W. Littig, A. M., M. D., M. R. C. S., professor of theory and practice of medicine and clinical medicine and assistant to the chair of surgery.....	1,050

James R. Guthrie, A. M., M. D., professor of physiology and assistant to the chair of obstetrics and gynecology.....	\$ 1,250
Eibert W. Rockwood, A. M. M. D., professor of chemistry and toxicology.....	1,400
Woods Hutchinson, A. M., M. D., professor of anatomy and lecturer on dermatology, sanitary science and hygiene.....	1,500
James W. Dalby, B. S., M. D., professor of ophthalmology and othology.....	350
Charles S. Chase, A. M., M. D., professor of materia medica and therapeutics.....	950
Walter L. Blerring, M. D., professor of histology, pathology and bacteriology, and curator of the medical museum.....	1,400
John W. Harriman, M. D., demonstrator of anatomy and secretary to the faculty.....	1,200
Alfred C. Peters, M. D., professor of laryngology and rhinology.....	100
Martin J. Wade, LL. B., professor of medical jurisprudence.....	.....
Gershom H. Hill, A. M., M. D., lecturer on insanity.....	150
Emil L. Boerner, Ph. G., director of pharmaceutical laboratory.....	.....
William R. Whiteis, M. S., M. D., assistant to the chair of histology, pathology and bacteriology.....	600
William E. Barlow, B. A., demonstrator of chemistry.....	350
E. S. Newton, A. B., demonstrator of chemistry.....	350
H. C. Smith, assistant demonstrator of anatomy.....	15
C. H. Wright, assistant librarian.....	20
W. L. Hearst, prosecutor to the chair of anatomy.....	10
J. G. McAlvin, prosecutor to the chair of anatomy.....	10

## HOMEOPATHIC MEDICAL DEPARTMENT.

Wilmot H. Dickinson, M. D., professor of theory and practice and clinical medicine; dean of the faculty.....	1,000
James G. Gilchrist, A. M., M. D., professor of surgery and surgical gynecology; registrar of the faculty.....	1,050
Charles H. Coggsweil, M. D., professor of obstetrics and diseases of women.....	535
Frank J. Newberry, M. D., O. et A. Chir., professor of ophthalmology, otology and pædology.....	300
George Royal, M. D., professor of materia medica and therapeutics.....	950
D. W. Dickinson, M. D., assistant to the chair of theory and practice.....	.....
Theodore L. Hazard, M. D., assistant in obstetrics and gynecology.....	.....
Fred J. Becker, M. D., assistant to the chair of surgery.....	.....
Ralph W. Homan, M. D., assistant to the chair of ophthalmology, etc.....	.....
William O. Seeman, M. D., house-surgeon.....	100
Adele P. Kimball, matron.....	.....

## DENTAL DEPARTMENT.

A. O. Hunt, professor of operative and prosthetic dentistry.....	3,000
F. T. Breen, M. D., D. D. S., professor of clinical dentistry and special therapeutics.....	1,000
W. S. Hosford, A. B., D. D. S., professor of physiology and assistant professor of dental prosthesis and orthodontia.....	1,500
A. M. Harlan, A. M., M. D., D. D. S., lecturer on dental materia medica and therapeutics.....	500
T. L. James, D. D. S., lecturer and demonstrator of special histology.....	300
W. H. Deford, M. D., D. D. S., lecturer on special pathology and hygiene.....	200
C. C. Nutting, A. M., lecturer on comparative odontography.....	.....
R. W. Baldwin, D. D. S., assistant demonstrator of dental technology and lecturer on regional anatomy.....	450
A. E. Rogers, D. D. S., assistant demonstrator of dental technology.....	675
W. G. Clark, D. D. S., demonstrator of porcelain work.....	.....
Frank B. James, assistant demonstrator of dental technology.....	100
Tibble Church, clerk.....	250

## DEPARTMENT OF PHARMACY.

Emil L. Boerner, Ph. G., professor of pharmacy and dean of the faculty.....	2,000
Thomas H. McBride, A. M., professor of botany and director of the microscopical laboratory.....	300
Charles S. Chase, A. M., M. D., professor of materia medica.....	100
Lula Beall Jester, assistant in pharmacy.....	200
Georgia Knapp, assistant in pharmacy.....	240

## OFFICERS AND ASSISTANTS.

Charles A. Schaeffer, president.....	\$ 5,000
William J. Haddock, secretary.....	2,000
J. W. Rich, librarian.....	1,500
Lovell Swisher, treasurer.....	800
Emma Haddock, clerk.....	500
Alice B. Chase, stenographer.....	325
Bertha G. Ridgway, assistant librarian.....	500
Organist in chapel.....	25
Band instructor.....	150

## JANITORS AND EMPLOYES.

George Tomlin, general janitor, per month.....	40
William Green, medical janitor, per month.....	40
William Barry, fireman and laborer.....	See note
James Klema, fireman, etc., chemical building, per month.....	30
Christ Larsen, chemical building janitor, per month.....	30
Will Matthes, night fireman, per month.....	36
John Carville, science hall janitor, per month.....	25
Edward A. Spracker, dental janitor, per month.....	30
Ellen Hennessy, dental sweeper, etc., per month.....	20
Mary J. Bolton, sweeper, etc., per month.....	17
Mary Churchill, sweeper, etc., per month.....	17
Lydia A. Rogers, sweeper, etc., per month.....	17
Homeopathic hospital janitor, per month.....	20
James Barry, watchman, per month.....	36
Alexander Patrick, Clinton street building janitor, per month.....	20

NOTE.—The scrubbing women, when extra scrubbing is required, are paid \$1 for ten hours' work. The general fireman for the main building receives \$1.75 per day for twelve hours, and a less sum for fewer hours. Laborers, when required, are paid the usual wages for similar work.

Mr. Ray offered the following report of the visiting committee to the State Normal School at Cedar Falls:

## REPORT.

*To the General Assembly of the State of Iowa:*

Your committee appointed to visit the State Normal School at Cedar Falls and enquire into the workings and condition thereof, in compliance with instructions of the Twenty-sixth General Assembly, do herewith submit their report. We arrived at the school Thursday, January 23d, and remained that day and a part of the succeeding day. We carefully inspected all the buildings and each department of the school, which we found in very prosperous and satisfactory condition.

*First.*—We find the appropriations made by the Twenty-fifth General Assembly have been wisely and economically expended. With the thirty thousand dollars (\$30,000) appropriated by the said assembly for a new school building, there has been erected a very substantial and well finished building, about 80x100 feet exclusive of corridors, with three stories respectively 16, 12 and 14 feet high. The first and second

stories are entirely finished and now occupied. The third story is now being finished and the basement floor is being cemented, which together is estimated to cost about two thousand dollars (\$2,000). It is the belief of your committee that the building is richly worth its cost, and that the Hon. Edward Townsend, a member of the board, who faithfully superintended the construction of the same, is entitled to great credit and praise for the interest he has taken therein and the great amount of time he has devoted thereto without compensation.

*Second.*—No indebtedness has been contracted so far as we could discover, except the finishing of the third story and cementing the floor in the basement of the new building as above stated.

*Third.*—The old building (North Hall) is very much out of repair; the floors are badly worn, the ceiling and walls badly cracked, the windows old and loose. Numerous repairs and improvements are necessary in order to make this building reasonably comfortable, the two old boilers should be replaced with new ones and the size of the new boiler house enlarged so that all the boilers may be placed together.

*Fourth.*—We find no diversion of any money from the specific purpose for which it was appropriated.

*Fifth.*—The law relating to the drawing of money from the state treasury has been strictly complied with, so far as we were able to discover.

*Sixth.*—The sewer now in use is discharged into the dry bed of what was until the recent dry season a running stream. The said sewer has now become a menace to the comfort and health of the people residing adjacent thereto, and it seems to your committee to be imperative that a new sewer be constructed. We are informed that the city of Cedar Falls is about to construct a system of sewerage, and it offers to permit the school sewer to connect therewith, and to bear all future expenses of keeping the same in repair outside of the school grounds for the sum of five thousand (\$5,000) dollars.

*Seventh.*—Your committee fully realizes that a new assembly room and chapel would add very much to the comfort and convenience of the school at the present time, but we would recommend that the construction of the same be delayed until such time as a building can be constructed suitable for this purpose and of sufficient size to furnish rooms for other purposes in

connection therewith, which will very soon be needed if the school continues to prosper in the future as it has in the past.

*Eighth.*—The following is a complete list of employes and their compensation:

#### TEACHERS.

President H. H. Seerley (and house rent).....	\$ 2,300
M. W. Bartlett.....	1,600
D. S. Wright.....	1,600
Albert Loughridge.....	1,600
M. F. Arey.....	1,600
A. C. Page.....	1,600
G. W. Samson.....	1,500
Anna E. McGovern.....	1,200
A. W. Rich.....	1,100
G. W. Walters.....	1,000
Ida L. Schell.....	1,000
Sara M. Riggs.....	900
Margaret Baker.....	900
Marion McFarland.....	900
Etta Supplee.....	900
Nellie Wallbank.....	800
Henrietta Thornton.....	800
Myra E. Call.....	700
C. A. Frederick.....	650
Jennie E. Curtis.....	600
Bertha L. Patt.....	600
Eva L. Gregg.....	600
Robert E. Fullerton.....	550
Julia E. Curtis.....	200

#### EMPLOYES.

Alexander Martz, engineer (and house).....	500
Jesse Smith, assistant.....	400
William Warwick, assistant.....	400
H. L. Fabrick, janitor.....	450
A. W. Fenner, janitor.....	400
An assistant.....	200
Anna Baker, librarian.....	500
Ethel Arey, assistant librarian.....	200
Katharine Schell, president's clerk.....	750
Maj. W. A. Dinwiddie, military.....	500
An armourer.....	50
A. Grundy, secretary and book-keeper.....	300

Also various laborers, as needed, at \$1.25 per day.

*Ninth.*—Your committee recommend the following appropriations for the ensuing biennial period:

Teachers' fund.....	\$ 22,080
Contingent fund.....	12,000
Library.....	3,000
Repairs.....	3,000
Librarian and assistant.....	1,600
Military instruction (and expenses).....	1,200
Chemists' laboratory.....	6,000
Boiler-house, etc.....	5,000



Sewer and extension.....	\$ 5,000
Library furniture, etc.....	1,000
Biological laboratory.....	1,000

Respectfully submitted,

W. F. HARRIMAN,  
*On part of the Senate.*

W. G. RAY,  
H. K. EVANS,  
*On part of the House*

Mr. Johnston of Franklin offered the following report of the Committee on Resolutions on the death of Capt. John W. Luke, and moved its adoption:

*Whereas*, It has pleased an all-wise but just Providence to remove from our midst by the silent reaper, Death, Captain John W. Luke, of Franklin county, and the State of Iowa, when his life of usefulness had only seemed to have reached its meridian;

*Whereas*, He was a member of this House in the Twenty-second and Twenty-third General Assemblies, and at the time of his death, December 21, 1895, chairman of the board of railroad commissioners of our state;

*Resolved*, That in the removal from the scenes of earthly activity of Captain Luke, the State of Iowa has lost a safe counsellor, a brave soldier, an able, patriotic, conscientious and painstaking public servant, whose only aim was to do his duty and what his calm dispassionate judgment dictated to be right;

*Resolved*, That we hereby express our earnest appreciation of his valuable, lasting and honorable public services, duties assigned him always receiving that care and earnestness that their gravity demanded. He was a pure citizen, a true friend, a kind neighbor, an ideal husband and father, a plain, unassuming man, of whom it can justly be said that he always honored the many high positions of honor and trust that were thrust upon him;

*Resolved*, That we deeply sympathize with the afflicted wife and children, and hereby tender to them our sincere condolence;

*Resolved*, That these resolutions be spread upon the Journal of this House, and that the Chief Clerk be instructed to send a copy of the same to the afflicted widow and family.

C. F. JOHNSTON,  
M. J. DAVIS,  
JAMES M. CLARK,  
*Committee.*

Adopted.

Mr. Van Houten asked that the committee appointed to visit the Industrial Home for the Blind at Knoxville, Iowa, be given till to-morrow to report, which was granted.

Mr. Doubleday offered the following resolution (by request), which was laid over under Rule No. 34:

*Resolved*, That Victor Goldstein, the shiner in the cloak room in the House, is willing to attend to the telephone for \$1 a day during the session.

Mr. Griswold offered the following resolution and moved its adoption:

*Resolved*, That the state printer be authorized to print 300 copies of House file No. 45.

Adopted.

PETITIONS AND MEMORIALS.

Mr. Merrell presented petition relative to establishing equal rights to women.

Referred to Committee on Woman's Suffrage.

Mr. Nolan presented petition relative to establishing equal political rights to women.

Referred to Committee on Woman's Suffrage.

Mr. Cook presented petition relative to establishing equal political rights to women.

Referred to Committee on Woman's Suffrage.

Mr. Cornwall presented petition relative to fraternal beneficiary societies, orders or associations.

Referred to Committee on Judiciary.

Mr. Manahan presented petition relative to the licensing of plumbers and supervision of business of plumbing.

Referred to Committee on Public Health.

Mr. Cornwall presented memorial of J. A. Platt, relative to contagious sickness and the guarding against the same.

Referred to Committee on Public Health.

Mr. Funk presented six petitions of citizens of Hardin county, asking for woman's suffrage.

Referred to Committee on Woman's Suffrage.

Mr. Funk presented petition of citizens, relative to the age of consent.

Referred to Committee on Judiciary.

Mr. Funk presented petition of citizens of Hardin county, relative to establishing a compulsory reformatory.

Referred to Committee on Penitentiaries and Pardons.

Mr. Hinman presented petition relative to establishing equal political rights to women.

Referred to Committee on Woman's Suffrage.

Mr. Parker presented petition relative to securing the passage of a law requiring that juvenile criminals detained in any of our prisons be kept apart from adult criminals.

Referred to Committee on Penitentiaries and Pardons.

Mr. Mullen presented petition relative to establishing equal political rights to women.

Referred to Committee on Woman's Suffrage.

Messrs. McDonald, Clark, Classen, Klemme, Good, Prentis, Ray, Thompson, Lauder, St. John, Jackson, Grote, Brady, Lowry, Nietert, Hinkhouse, Power, Whittier and Morrison of Grundy presented petitions of citizens of their respective counties asking equal political rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Dowell presented remonstrance of citizens of Polk county against the manufacture of intoxicating liquors in the State of Iowa.

Referred to Committee on Suppression of Intemperance.

Mr. Brighton presented resolution of Geo. Strong Post G. A. R., of Fairfield, asking passage of Waterman bill.

Referred to Committee on Military.

Mr. Whelan presented petition favoring the extension of political rights to women.

Referred to Committee on Suffrage.

Mr. Frink presented petition favoring the extension of political rights to women.

Referred to Committee on Suffrage.

Messrs. Grote, Brinton and Funk presented petition of citizens of respective counties asking for the passage of an act defining fraternal beneficiary societies, orders, and associations.

Referred to Committee on Insurance.

Mr. Ray presented petition relative to the licensing of plumbers and supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. Nietert presented resolution of the Farmers' Institute of Linn county, relative to mutual insurance.

Referred to Committee on Insurance.

Mr. Clark presented petition of citizens of Adams county, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Baker presented petition relative to licensing plumbers and supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. Crow presented petition relative to removing the dam in the Des Moines river at Bonaparte.

Referred to Committee on Fish and Game

Mr. Good presented petition relative to the licensing of plumbers and supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. Merriam presented two petitions favoring the extension of political rights to women.

Referred to Committee on Suffrage.

Mr. Watters presented petition asking for rights of suffrage.

Referred to Committee on Suffrage.

Mr. Garner presented petition asking for rights of suffrage.

Referred to Committee on Suffrage.

Mr. Good presented petition of citizens of Boone county, relative to the office of surveyor.

Referred to Committee on Judiciary.

Mr. Frink presented communication of J. W. Elder, relative to pardon of Polk Wells.

Referred to Committee on Pardons.

Mr. Speaker presented resolution of Harlan Post No. 197, Harlan, Iowa, asking passage of Senator Hurst's bill.

Referred to Committee on Military.

#### REPORT OF COMMITTEES.

Mr. Morrison, from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred joint resolution No. 3, to improve the navigation of the Mississippi river, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN MORRISON,  
*Chairman.*

Ordered passed on file.

Mr. Morrison of Keokuk moved that the report of the Committee on Joint Resolution No. 3 be adopted.

Carried.

The following telegram was received and read by the Speaker:

SPEAKER BYERS,

*House of Representatives, Des Moines, Iowa:*

We are en route with a train-load of 700 school children to visit the Legislature while in session. We are late; will you arrange a short afternoon session so they can see the elephant?

EDGAR MACK.

Mr. Brinton moved that when the House adjourn it adjourn to meet at 2 P. M.

Carried.

Mr. Morrison moved to make House file No. 69 a special order for 2 P. M.

Mr. Whelan moved as a substitute that the petition for the removal of the dam at Bonaparte be taken up as the special order.

Carried.

The Journal of yesterday was corrected and approved.

Miss Cora Bell was sworn in as Clerk of Military Committee.

On motion of Mr. Power the House adjourned till 2 P. M.

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### AFTERNOON SESSION.

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House met at 2 P. M., Speaker Byers in the Chair.

#### INTRODUCTION OF BILLS.

By Mr. Baker, House file No. 187, a bill for an act to make appropriations for Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Byington, House file No. 188, a bill for an act for permanent support and maintenance of the State University and to provide for the erection of necessary buildings therefor.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Byington, House file No. 189, a bill for an act making appropriation for the better support of the State University in its several departments and chairs and in aid of the income fund for the development of the institution and for the erection of buildings.

Read first and second time and referred to Committee on Appropriations.

By Mr. Davis, House file No. 190, a bill for an act to amend chapter 33, acts of the Twenty-fourth General Assembly, in relation to voting.

Read first and second time and referred to Committee on Elections.

By Mr. Finch, House file No. 191, a bill for an act to authorize the executive council to sell and convey a part of the lands purchased by the state for the use of the Iowa State Agricultural Society in Polk county, Iowa, under the provision of

chapter 199 of the Twentieth General Assembly, and to purchase other land for the use of said society.

Read first and second time and referred to Committee on Agriculture.

By Mr. Finch, House file No. 192, a bill for an act relating to insurance combines and providing a remedy for the assured.

Read first and second time and referred to Committee on Insurance.

By Mr. Frink, House file No 193, a bill for an act to repeal sections 1760 and 1767 of the Code of Iowa, relative to the examination of teachers and the time of issuing certificates.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Funk, House file No. 194, a bill for an act entitled "An act to increase the support fund of the boys' department of the Iowa Industrial School."

Read first and second time and referred to Committee on Industrial Schools.

By Mr. Funk, House file No. 195, a bill for an act entitled "An act making appropriations for the Iowa Industrial School, boys' department, at Eldora, Iowa."

Read first and second time and referred to Committee on Appropriations.

By Mr. Hinkhouse, House file No. 196, a bill for an act relative to trimming osage orange, willow or other hedges used for division fences.

Read first and second time and referred to Committee on Agriculture.

By Mr. Hunt, House file No. 197, a bill for an act to amend chapter 47 of the acts of the Eighteenth General Assembly.

Read first and second time and referred to Committee on Agriculture.

By Mr. Huntley, House file No. 198, a bill for an act to establish and maintain schools for the instruction and training of teachers for the common schools, and to provide for the location of such schools.

Read first and second time and referred to Committee on Normal Schools.

By Mr. Loomis, House file No. 199, a bill for an act to amend section 3844 of the Code, relative to offices, fuel, etc., for county officers.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. McDonald, House file No. 200, a bill for an act to make an annual appropriation to the Iowa State Agricultural Society.

Read first and second time and referred to Committee on Agriculture.

By Mr. Manahan, House file No. 201, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district court.

Read first and second time and referred to Committee on Elections.

By Mr. Martin, House file No. 202, a bill for an act to provide for the government control, report, and inspection of private banks.

Read first and second time and referred to Committee on Banks and Banking.

By Mr. Parker, House file No. 203, a bill for an act providing for the admission of feeble minded persons to the Institution for Feeble Minded Children.

Read first and second time and referred to Committee on Institution for Feeble Minded Children.

By Mr. Ray, House file No. 204, a bill for an act to provide an annual endowment fund for the State University, by creating an annual tax.

Read first and second time and referred to Committee on State University.

By Mr. Scott, House file No. 205, a bill for an act for the better protection and safety of life in hotels and boarding houses in case of fire.

Read first and second time and referred to Committee on Public Charities.

By Mr. St. John, House file No. 206, a bill for an act to exempt from taxation Grand Army halls.

Read first and second time and referred to Committee on Military.

By Mr. Thompson, House file No. 207, a bill for an act to amend chapter 5 of the Code Commissioners' report.

Read first and second time and referred to Committee on Insurance.

By Mr. Voelker, House file No. 208, a bill for an act to amend chapter 11, title 14 of the proposed Code, relative to the publication of statements of banks.

Read first and second time and referred to Committee on Banks and Banking.

By Mr. Wood, House file No. 209, a bill for an act legalizing the incorporation of the town of Earlham, Iowa, and subsequent actions of council of said town.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Wood, House file No. 210, a bill for an act to provide for the auditing and payment of certain expenses of district judges.

Read first and second time and referred to Committee on Judiciary.

By Mr. Cornwall, House file No. 211, a bill for an act to authorize cities and towns to change their form of indebtedness.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Early, House file No. 212, a bill for an act to amend section 1 of chapter 62 of the acts of the Twenty-fifth General Assembly of the State of Iowa.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Early, House file No. 213, a bill for an act to amend section 18 of chapter 62 of the acts of the Twenty-fifth General Assembly of the State of Iowa.

Read first and second time and referred to Committee on Suppression of Intemperance.

Mr. Temple moved a reconsideration of the vote whereby the petitions for the removal of the Bonaparte dam were made a special order at 2 P. M.

Carried.

Mr. Crow, Senator Mack, Professor Storm and Mr. Speaker made addresses to the visiting delegation of school children and teachers from Storm Lake, Alta, Newell, Fonda and other towns, after which the House adjourned until 9 A. M. to-morrow, on motion of Mr. Martin.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Thursday, February 6, 1896. }

House met at 9 A. M. pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by Rev. D. McPherson, of Des Moines.

The Speaker appointed as a committee to draft resolutions on the death of Hon. M. S. Butler:

Messrs. Miller of Cherokee, Chapman of Woodbury, Power of Lee.

#### PETITIONS AND MEMORIALS.

Messrs. Williams, Perrott and McArthur presented petition of citizens of their respective counties asking equal rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Van Houten presented petition of citizens of Taylor county, asking for pure food.

Referred to Committee on Public Health.

Messrs. Van Houten and McArthur presented petitions of citizens of their respective counties, asking that the age of consent be raised to eighteen years.

Referred to Committee on Judiciary.

Mr. Wilson presented petition of citizens of Clinton county, relative to the licensing of plumbers and the supervision of the business of plumbing.

Referred to Committee on Public Health.

Mr. Reed presented petition of citizens of Story county, relative to mutual insurance.

Referred to Committee on Insurance.

Messrs. Scott, Early, Finch and Parker presented petitions of citizens of their respective counties, asking the passage of Senate file No. 1 and House file No. 31.

Referred to Committee on Insurance.

Mr. Van Houten presented petition of citizens of Taylor county, asking for uniformity of text books.

Referred to Committee on School and Text Books.

Mr. Watters presented petition of citizens of Muscatine county, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Watters presented remonstrance of citizens of Muscatine county against a manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Watters presented resolution of the Shelby Norman Post, G. A. R., of Muscatine, Iowa, relative to the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Wheeler presented resolution of Redfield Post, G. A. R., of Perry, Iowa, relative to the same subject.

Referred to Committee on Military.

Mr. Bird presented resolution of Cerro Gordo County Farmer's Institute, relative to mutual insurance.

Referred to Committee on Insurance.

Mr. Lambert offered the following resolution of G. A. R. Posts of Jackson county, Iowa.

**RESOLUTIONS ADOPTED BY G. A. R. POSTS OF JACKSON COUNTY, IOWA.**

WHEREAS, The Legislature of the state has appropriated \$150,000 for the erection of a soldiers' monument to perpetuate the valor and achievements of Iowa soldiers; and

WHEREAS, The Soldiers' Monument Commission have persistently disregarded the protests of soldiers by not giving the regiments concerned the right to name their candidates at their reunions or otherwise; and by using the rankest discrimination in the selection of candidates have brought it about so that while thirty-three regiments or organizations are recognized, one of them with as many as ten places, some twenty-seven organizations are totally unrepresented; and

WHEREAS, An attempt is being made to distribute the honors among a few localities, as well as regiments, so that ten counties have some fifty places, or two-thirds of the whole, while other counties which stood high up in percentage and number of soldiers furnished are shamefully passed over.

*Resolved, by L. W. Sutton Post No. 481, G. A. R., That in view of the seeming inability to recognize each regiment worthily and at the same time to give a much larger number of counties a representation, we call upon the Legislature to crush this infamy, and to substitute ideal figures when figures are necessary, to the end that no regiments or community be recognized.*

*Resolved, That we heartily second the request of Brownell Post No. 222, Cedar Falls Iowa, that the "panel on the east face shall be filled with a bronze base relief representing rebels firing on Ft. Sumpter, and on the west face the rebel surrender at Appomattox, the Alpha and Omega of the Rebellion." And we further recommend that the spaces reserved for medallions be filled with tablets giving the names of battles in which Iowa*

soldiers took part, and that the equestrian and all other figures give place to such emblematic figures as will best comport with the idea of a soldiers' monument, while at the same time recognizing individuals.

*Resolved*, That our Representative in the Legislature be instructed to further the object of these resolutions, and that the papers of the county and the state be requested to give publicity to them, and that a copy be sent to the department commander of the G. A. R. and to each member of the commission.

T. J. HUSTON,  
*Commander.*

W. BRADY,  
*Adjutant.*

Dated February 1, 1896.

The above resolutions have been adopted by the following posts in Jackson county:

Maquoketa—A. W. Drips Post, No. 74.

Bellevue—Inka Post, No. 131.

Emeline—L. B. Sutton Post, No. 481.

Sabula—C. Lawrence Post, No. 163.

Miles—Alf. Schofield Post, No. 764.

Monmouth—A. P. Hovey Post, No. 492.

Andrew—R. M. Smith Post, No. 269.

Very Respectfully,

THOMAS J. LANCASTER,  
*Adjutant A. W. Drips Post.*

Mr. Hinman offered the following resolution, which was laid over, under rule 34:

*Resolved*, That the Auditor of State be requested, at the earliest practical moment, to report to this House an itemized statement of the expenditures of the Soldiers' and Sailors' Monument Commission to January 1, 1896.

Mr. McCachran offered the following resolution and moved its adoption:

*Resolved*, That for the purpose of consulting the old soldiers in regard to the proposed changes of the soldiers' and sailors' monument, 600 slips be printed and distributed among the members of the House, to be sent by them to the Grand Army Posts of their respective districts; that said slips shall contain the following questions:

"*First*.—Shall the proposed medallions be placed on the monument? Yes or no

"*Second*.—Shall the statue of Victory, now on the top of the monument, be removed; if so, what shall be put in its place?

"You are requested to return answers to the above as soon as possible."

Adopted.

Mr. Garner offered the following resolution, which was laid over under rule 34:

WHEREAS, There are a large number of incurable insane in the county poor houses of the state; and

WHEREAS, It seems impracticable to properly provide and care for these unfortunates whose pitiable condition appeals with immeasurable force to every just and tender sentiment of modern civilization for the kindest treatment within its powers; be it

*Resolved*, That each member of this House obtain from the proper-county officials of his district a statement of the number of such insane in the same, the cost of keeping such insane, the cost of permanent buildings owned by the county, and their capacity, and the cost of furniture for such buildings, including medical and other attendance, and the further provisions needed for their care and comfort, and that such statement be referred to the Committee on Hospital for the Insane, which committee shall consider the same and report to this House the facts obtained from such statements with such recommendations as it deems best.

The committee to visit the Industrial Home for the Blind at Knoxville, Iowa, was granted five days to report.

The Journal of yesterday was corrected and approved.

#### REPORTS OF COMMITTEES.

Mr. Brinton, from the Fourth Division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 23, a bill for an act to revise, amend and codify the statutes in relation to justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

Strike out the words "and the fees therefor are paid" from line 1, section 28, page 835 (McClain's Code, section 4785).

Strike out section 42, page 837, and substitute therefor section 4786 of McClain's Code.

Strike out section 43 and substitute therefor section 4797 of McClain's Code.

Strike out section 51, page 838, and substitute therefor section 4805 of McClain's Code.

Strike out section 55, page 838, and substitute therefor section 4809 of McClain's Code.

Strike out section 62, page 838, and substitute therefor section 4816 of McClain's Code.

Strike out the words "but it shall continue in force only ten years thereafter" from line 384 of section 63, page 839.

In line 1, section 81, page 840, strike out the words "approve an appeal bond" and substitute therefor the words "allow an appeal," and insert the word "to" before the word "make" in the same line.

In line 2 of section 87, page 841, strike out the word "it" and substitute therefor the words "the action."

Strike out section 90, page 841, and substitute therefor section 4812 of McClain's Code.

Strike out all of section 104, page 842, after the word "attachment" in line 4.

Strike out all of section 118, page 844, after the word "costs" in line 1.  
Amend section 123, page 845, by adding after the word "cents" in line 5 the following: "The distance shall be computed by the nearest traveled route."

M. H. BRINTON,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 160, a bill for an act to amend the laws with regard to levying taxes for road purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Finch offered the following report:

MR. SPEAKER—Your Committee on Code Revision, Third Division, beg leave to report that chapter 8 of title 12 (House file No. 13) of the proposed Code has been transferred to the Labor Committee at the request of the chairman thereof.

PARLEY FINCH,  
*Chairman.*

By unanimous consent pending motions relative to making House file No. 69 and the petitions for removing dam at Bonaparte a special order for 2 P. M., February 5, were withdrawn.

Mr. Doubleday called up the resolution relative to the willingness of Victor Goldstein to attend calls at telephone and moved its adoption.

Mr. Lambert offered the following substitute, which was adopted:

*Resolved,* That the Janitors of the cloak room be required to attend all calls at the telephone station in said cloak room, and notify members of the House when their presence is required.

#### INTRODUCTION OF BILLS.

By Mr. Gurley, House file No. 214, a bill for an act to prevent poultry from running at large in cities and incorporated towns.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Hauger, House file No. 215, a bill for an act to make an appropriation for the State Normal school at Cedar Falls, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Lauder, House file No. 216, a bill for an act to repeal section 3, chapter 211, of the acts of the Eighteenth General Assembly, relating to evidence of value, proofs, and their action in certain cases on policies of fire insurance, and to enact a substitute therefor.

Read first and second time and referred to Committee on Insurance.

By Mr. Lauder, House file No. 217, a bill for an act to make provisions for the cure and treatment of epileptics.

Read first and second time and referred to Committee on Public Health.

By Mr. Lauder, House file No. 218, a bill for an act making appropriation for the purchase of a site for a hospital for epileptics of state contingent on the enactment of an act to make provision for the care and treatment of epileptics.

Read first and second time and referred to Committee on Appropriations.

By Mr. McDonald, House file No. 219, a bill for an act to amend section 726 of McClain's Code of Iowa in relation to bridges.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. McDonald, House file No. 220, a bill for an act to amend section 1673 of McClain's Code in regard to holding fairs.

Read first and second time and referred to Committee on Agriculture.

By Mr. McQuin, House file No. 221, a bill for an act making an appropriation for the College for the Blind at Vinton, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Nietert, House file No. 222, a bill for an act to define the liability of fire insurance companies and to provide for a uniform policy of fire insurance, to be known as the Standard Fire Insurance Policy of the State of Iowa.

Read first and second time and referred to Committee on Insurance.

By Mr. St. John, House file No. 223, a bill for an act to make an appropriation for the support of the Iowa Weather and Crop Service.

Read first and second time and referred to Committee on Appropriations.

By Mr. St. John, House file No. 224, a bill for an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof.

Read first and second time and referred to Committee on Judiciary.

By Mr. Wheeler, House file No. 225, a bill for an act to facilitate the drainage of wet lands and to provide a more equitable apportionment of the taxes incident to said work, and to repeal sections 1208 and 1209 of the Code, and to enact a substitute therefor.

Read first an second time and referred to Committee on Roads and Highways.

#### BILLS ON THE CALENDAR.

Mr. Bell called up House file No. 36, a bill for an act to amend section 5345 of the Code, relating to evidence, with report of committee recommending indefinite postponement, was taken up and considered.

The title of House file No. 36 was corrected in the presence of the House without objection, as follows:

Section 5356 was made to read 4026.

Mr. Doubleday offered the following amendment to the bill:

Strike out all after the word "witness" in section 1, up to and including the word "liquors" in the line of printed bill.

Mr. Temple offered the following substitute for the bill and amendment and moved its adoption:

A substitute for House file No. 36, a bill for an act to amend section 4026 of the Code of Iowa, relating to the evidence in prosecutions for keeping a gambling house.

*Be it enacted by the General Assembly of the State of Iowa:*

That if any person keep a house, shop or place resorted to for the purpose of gambling, or permit or suffer any person in any house, shop or other place, under his control or care, to play at cards, dice, faro, roulette, equality or other games, for money or other thing, such offender shall be fined in a sum not less than \$50 nor more than \$300, or be imprisoned in the county jail not exceeding one year, or both.

In a prosecution under this section, any person who has the charge of or attends to any such house, shop or place is the keeper thereof, and no witness shall be excused from giving testimony in an action under this section upon the ground that his testimony would tend to render him criminally liable or expose him to public ignominy, but any matter so elicited shall not be used as evidence, directly or indirectly, in any prosecution against such witness.

On a division of the House the motion was lost by a vote of thirty-three for and forty-three against.

The amendment of Mr. Doubleday was lost.

Mr. Finch offered the following amendment and moved its adoption:

Amended by adding to section 1 as follows: "And said witness shall not be prosecuted for any crime in which his evidence is used for the state under the provisions of this act."

Lost.

Mr. Bell moved that the rules be suspended, and that the bill be considered engrossed and read a third time now.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Chapman, Clark, Cook, Davis, Frink, Funk, Griswold, Hauger, Hinman, Hunt-ey, Ladd, McAchran, McClelland, McDonald, McQuin, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Parker, Perrott, Putnam, Scott, Smith, Spaulding, St. John, Thompson, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—43.

The nays were:

Messrs. Baker, Bird, Brighton, Byington, Classen, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch Frazee, Garner, Good, Grote, Gurley, Haugen, Hazen, Hendershot, Hinman, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, Manahan, Marti, Mayne, Merrell, Morrison of Keokuk, Nietert, Nolan, Porter, Potter, Power, Prentis, Ray, Reed, Sullivan, Temple, Tibbitts, Voelker, Weaver, Wheeler, Wilson—53.

Absent or not voting:

Messrs. Brinton, Cornwall, Lambert and Lavender—4.

Necessary to suspend the rules, 67.

So the motion was lost.

Mr. Finch offered the following explanation of his vote:

I vote "no" because the witness might be compelled to state facts which would lead to his conviction and thus be indirectly compelled to convict himself. If he could not be tried for said offense in which his evidence was so used, I would vote "aye."

Mr. Merrell moved that the report of the committee recommending indefinite postponement be adopted.



The yeas and nays were demanded and the vote resulted as follows:

On the question, "Shall the report of the committee be adopted?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brighton, Byington, Classen, Crow, Dowell, Evans, Finch, Frazee, Good, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Mayne, Merrill, Merriam, Morrison of Keokuk, Nietert, Nolan, Porter, Power, Prentis, Ray, Reed, Sullivan, Tibbitts, Voelker, Weaver, Wilson—53.

The nays were:

Messrs. Bell, Brady, Chapman, Clark, Cook, Davis, Doubleday, Edwards, Frink, Funk, Garner, Griswold, Hinman, Huntley, Ladd, McAchran, McClelland, McDonald, Martin, Miller of Buena Vista, Miller of Cherokee, Miller, of Warren, Morrison of Grundy, Mullin, Parker, Perrott, Potter, Putnam, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Watters, Wells, Wheeler, Whittier, Williams, Wood, Whelan, Mr. Speaker—43.

Absent or not voting:

Messrs. Brinton, Cornwall, Early and Hazen—4.

So the report was adopted.

#### MESSAGES FROM THE SENATE..

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 199, a bill for an act appropriating money to defray the expenses of the inaugural ceremonies.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 103, a bill for an act to codify the laws in relation to the election term of office and compensation of regents and trustees of state institutions.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked, relative to the soldiers' and sailors' monument.

W. S. BULLARD,  
*Secretary.*

CONCURRENT RESOLUTION.

WHEREAS, The State of Iowa has undertaken a most praiseworthy and patriotic work in erecting a monument to the honor and memory of her soldiers and sailors, and for the further purpose of having within her borders a tangible and lasting admonition to future generations to preserve the union of these states, and ever defend our flag, the emblem of liberty and symbol of American institutions; and

WHEREAS, The said monument was designed as an expression of gratitude to the Iowa soldiers and sailors, one and all alike without a semblance of favoritism, a regard for rank, for the patriotic offering of lives upon the altar of our country; and

WHEREAS, It is currently reported that the Monument Commission proposes to place upon said monument medallion portraits or statues of sixty-six persons out of 50,000 Iowa soldiers and sailors, which proposed action is causing great dissatisfaction and abating the interest of the Iowa soldiers and sailors in the completion and the happy dedication of the monument; therefore, be it

*Resolved, by the Senate, the House concurring,* That the Monument Commission be directed to place no image or medallion portrait of any man, living or dead, upon said monument or append thereto any figures other than such as are typical, as such special recognition exalts one soldier above another of equal or more deserving record.

Mr. Nietert called up Senate message relative to soldiers' and sailors' monument, and asked that it be referred to the Committee on Military.

So ordered.

House file No. 35, a bill for an act to prevent the adulteration of candy, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed Joint Resolution No. 3, in which the concurrence of the Senate was asked, relative to improving the navigation of the Mississippi river.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed Joint Resolution No. 6, in which the concurrence of the

Senate was asked, relative to the payment of clergymen who officiate as chaplains during the sessions of the House and Senate.

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the resolution in which the concurrence of the Senate was asked, relative to joint rules.

W. E. BULLARD,  
Secretary.

On motion of Mr. Morrison of Grundy, Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes, was substituted for House file No. 69.

Mr. McArthur moved that the bill be referred to the Committee on Public Health.

Messrs. Reed and Van Houten demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bird, Bowen, Clark, Crow, Davis, Doubleday, Early, Edwards, Frazee, Garner, Good, Grote, Gurley, Hendershot, Hunt, Jackson, Johnson of Webster, Lambert, Lauder, Lowry, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Mayne, Merrell, Merriam, Morrison of Keokuk, Nolan, Potter, Power, Prentis, Putnam, Sullivan, Thompson, Tibbitts, Voelker, Weaver, Wheeler, Wilson, Mr. Speaker—44.

The nays were:

Messrs. Allen, Bailey, Bell, Brady, Brighton, Byington, Chapman, Classen, Cook, Dowell, Evans, Finch, Frink, Funk, Griswold, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, McCachran, McClelland, McQuin, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Porter, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood—53.

Absent or not voting:

Messrs. Brinton, Cornwall and Jay—3.

So the motion was lost.

Mr. Brinton was excused until Saturday morning.

The House adjourned until 9 A. M. to-morrow, upon motion of Mr. Hinman.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Friday, February 7, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

The session was opened with prayer by Rev. W. A. Black,  
of Des Moines.

PETITIONS AND MEMORIALS.

Mr. Bowen presented resolution of Stillman Post No. 194,  
G. A. R., of Waukon, Iowa, in reference to the soldiers' and  
sailors' monument.

Referred to Committee on Military.

Messrs. Chapman, Watters, Whelan and Finch presented  
petitions of citizens of their respective counties, asking the  
passage of Senate file No. 1 and House file No. 31.

Referred to Committee on Insurance.

Mr. Garner presented resolution of Phil Kearney Post,  
G. A. R., of Oskaloosa, relative to soldiers' and sailors' monu-  
ment.

Referred to Committee on Military.

Mr. Garner presented resolution of Iowa State Veterinary  
Medical association, relative to inspection of meat and milk.

Referred to Committee on Public Health.

Mr. Van Houten presented petition of citizens of Taylor  
county, relative to pure food.

Referred to Committee on Public Health.

Mr. Nolan presented petition of citizens of Dubuque county  
relative to fraternal insurance.

Referred to committee on Insurance.

Mr. Allen presented resolution of Harper Post No 79,  
G. A. R., of Keosauqua, Iowa, relative to the soldiers' and  
sailors' monument.

Referred to Committee on Military.

Mr. Byington presented resolution of Kirkwood Post No. 8,  
G. A. R., of Johnson county, relative to the same subject.

Referred to Committee on Military.

Mr. McArthur presented petitions of citizens of Des Moines county asking for removal of dam at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Weaver presented petition of citizens of Louisa county asking for equal political rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Speaker presented the following resolution of the Synod of Iowa of the Presbyterian church:

*Hon. W. H. Byers, Speaker of the House of Representatives,*

*Des Moines, Iowa.*

DEAR SIR—I am directed by the Synod of Iowa of the Presbyterian church, representing a membership of 35,829 communicants, and a constituency of more than 100,000 citizens of the state, to communicate through you to the House of Representatives over which you preside, the action taken unanimously by the Synod at its late annual meeting at Le Mars, as follows:

The attention of the Synod having been especially called to the fact that at the next meeting of the Legislature of Iowa an effort will be made to secure a change in the law as to the age of consent, and to make it eighteen years instead of thirteen years as at present. The following action was taken:

*Resolved*, That in consideration of every interest of good government, the morality of the people at large, the conservation of the good name of our noble young state, and in testimony against sin, we feel bound respectfully and gravely to urge our Legislature and all our people, to strive most earnestly and in every practical way to secure this desirable change.

Done by the Synod of Iowa, in session at Le Mars, Iowa, on this 19th day of October, 1895.

I have the honor to be very respectfully yours,

ATTEST:

J. C. MCCLINTOCK,  
*Stated Clerk.*

Mr. Miller of Cherokee offered the following resolution of the committee to draft resolutions on the death of Hon. M. S. Butler:

MR. SPEAKER—Your committee to draft resolutions on the death of Dr. M. S. Butler beg leave to make the following report:

WHEREAS, It has pleased an all-wise Providence to remove from our midst Dr. M. S. Butler, of Cherokee county, who was a member of this House in the Twenty-first General Assembly of Iowa, and an honored and highly respected citizen of Cherokee county; therefore, be it

*Resolved*, That the people of this state by his death have lost a wise and able legislator, a good counselor, and an honorable, public spirited and upright citizen, a man whom it was ever pleasant to meet, who always had a kind word of comfort and cheer for all; liberal in his views, yet firm in his conviction of right and justice; charitable toward all and generous to the needy.

*Resolved*, That the House do hereby tender to his family the sympathy of this body, and that a copy of these resolutions be sent to his bereaved widow.

*Resolved*, That the Chief Clerk of the House cause a copy of these resolutions to be spread upon the Journal of the House.

WIREMAN MILLER,

W. B. CHAPMAN,

J. T. P. POWER,

*Committee.*

Mr. Smith offered the following concurrent resolution, which was laid over under rule 34:

CONCURRENT RESOLUTION.

WHEREAS, Serious charges have been made through the press and from other sources against the Monument Commission, on account of their action in placing medallions of members of the commission on the monument, and charging said commission with unjust discrimination in the selection of said medallions, and various other charges which reflect on the honor and fairness of said commission; and

WHEREAS, Said Monument Commission have been charged by many persons, both publicly and in private, with extravagance in the expenditure of public moneys in traveling over the country unnecessarily, and with keeping a lobby during several sessions of the Legislature at great and unnecessary expense, to secure by undue influence appropriations for the erection of said monument, and with reckless and unnecessary expenditure of public money, unjustly discriminating in favor of some members of said commission and against others; and

WHEREAS, If said charges are true, and the public moneys have been squandered, it is due the people that a full investigation be had, and if not true the honor and patriotism of said commission should be vindicated by an impartial and thorough investigation by this General Assembly; therefore, be it

*Resolved, by the House, the Senate concurring*, That a committee of five, three from the House of Representatives and two from the Senate be appointed to make a thorough investigation into said charges of extravagance and useless expenses and unjust discrimination in placing medallions on said monument, and all the acts and doings of said Monument Commission in selecting plans, travelling and other expenses of the commission, the amount expended, expenses incurred by each member of said commission separately, and the manner of letting the contract to everything pertaining to the erection of said monument by said commission, and report the same to the General Assembly on or before March 15, 1896, and that said committee have power to call before it persons and papers, and to swear all witnesses brought before it; *provided*, that said committee shall not be composed of persons who were on said commission or whose medallions have been selected by said commission to be put on said monument; that said committee report how many hours per day and how many days each member of said Monument Commission has devoted to the discharge of the duties of the commission for which they drew compensation; unexpended

money belonging to the monument appropriation since his or her appointment on said commission, together with an itemized statement with the necessary vouchers for all moneys expended by each member of said commission since the appointment of the commission, that said committee report any and all mismanagement, misappropriations of public moneys, unfair discrimination of any kind that may come to the knowledge of the committee, whether called for by this resolution or not.

Mr. Nietert moved a reconsideration of the vote, whereby the House refused to refer Senate file No. 7 to the Committee on Public Health.

Mr. Watters moved to lay the motion on the table.

On a division of the House the motion was declared lost by a vote of 37 for and 41 against.

The motion of Mr. Nietert was then carried.

On the pending motion to refer the bill to the Committee on Public Health, Messrs. Morrison of Grundy, and Spalding demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Baker, Bowen, Byington, Clark, Classen, Crow, Davis, Dowell, Early, Edwards, Frazee, Garner, Gurley, Hauger, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Lauder, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Mayne, Merrell, Merriam, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Prentis, Putnam, St. John, Sullivan, Thompson, Tibbitts, Voelker, Weaver, Wheeler, Mr. Speaker—50.

The nays were:

Messrs. Bailey, Bell, Bird, Brighton, Chapman, Cook, Doubleday, Finch, Frink, Funk, Good, Griswold, Haugen, Hendershot, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lavender, McAchran, McClelland, McQuin, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Parker, Perrott, Ray, Reed, Scott, Smith, Spaulding, Temple, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood—43.

Absent or not voting:

Messrs. Brady, Brinton, Cornwall, Evans, Grote, Lambert, Wilson—7.

So the motion prevailed.

## REPORT OF COMMITTEE.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred Senate concurrent resolution relating to the soldiers' monument, beg leave to report that they have had the same under consideration and have unanimously instructed me to report the same back to the House with the recommendation that the House do not concur, for the following reasons, viz.: This House has already referred the subject matter contained in said concurrent resolution to your Committee on Military, with instructions to report back the same by bill or otherwise.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Mr. Bell moved that the report of the committee be adopted.

Mr. Van Houten offered the following report of the visiting committee to the Industrial Home for the Blind at Knoxville:

*To the Twenty-sixth General Assembly of the State of Iowa:*

Your joint committee, appointed to visit the Industrial Home for the Blind, beg leave to report that they have attended to the duty assigned them and to the best of their ability in the time at their command, have examined the books of the office together with the buildings, have conferred fully with the officers and the inmates and have arrived at the following conclusions:

The object of establishing the institution, so far as we are able to determine, was to provide a place where the unfortunate people who have become partially or totally blind may have a home and may be enabled to support themselves.

If it is to be a business enterprise and the inmates only those who can labor and pay their board, as contemplated by the law, it ought to be nearly self-supporting; but if it is to become an asylum, its inmates to be supported by the charity of the state, its scope of membership ought to be enlarged to embrace all the unfortunate blind who need a home. We find the number of blind inmates who board in the home is forty; seven others are employed in the shops, who live outside the home. They are paid for their labor either by the week, by the day, or are employed on piece work. The women are charged \$2 per week for their board each, and the men \$2.25 per week each, and at the price allowed for work the larger portion of inmates have received a surplus after paying for their board.



Some, from sickness and inefficiency, have become a charge upon the institution; but we think an expense to the state of about \$10,000 a year is too great for the support of an average of forty inmates and the necessary attendants, considering that the inmates are able to pay their board.

The men are employed in making brooms and brushes, and the females in making nets and hammocks. The trade, in common with other kinds of business, has been dull for the last biennial period, so that the laborers could not put in full time, and not being able to do as efficient work as laborers who have their sight, it could not be expected that the business would be conducted at a profit to the state or with very satisfactory wages to the workmen.

We find no evidence to show that the appropriations made by the Twenty-fifth General Assembly, amounting to \$22,100, have not been expended as directed, most of the same having been used for salaries of employes, subsistence, contingent expenses, and for the purchase of material for manufacturing, and no considerable amount was expended for repairs. We presume the appropriations have been expended as economically as is usual in state institutions. We find no evidence of indebtedness contracted in excess of the appropriations.

As at present conducted we believe that it will require for the next biennial period not less than \$14,000 for salaries and subsistence, and \$3,000 for contingent fund, and we believe that \$3,000 in addition to amount on hand ought to be sufficient to conduct the manufacturing enterprise. The buildings are new, and we found them well kept, clean and in good order. The trustees ask that some additions be made to the buildings which may be desirable, but your committee think they are not necessary for present needs, and that there will not be a necessity for any considerable repairs during the next biennial period.

The officers and attendants and their salaries are as follows:

	Per month.
M. C. Gebardt, superintendent.....	\$ 50
Mrs. M. R. Gebhardt, matron.....	25
A. B. Faraby, foreman of shops.....	30
Flora Edwards, cook.....	30
Katie Danlhy, assistant cook.....	20
Ella Danlhy, laundress.....	14
Julia Canlhy, waitress.....	8
John Yetter, engineer.....	30
Farm hand.....	18
Physician, per year.....	125

There has also been paid to inmates for labor in shops nearly \$2,500 per year over and above the amount charged them for board, and about \$1,800 per year paid to salesmen to sell the manufactured products. We think if all the state institutions, requiring articles such as are made at this place, would purchase their supplies here, that with proper arrangements made with jobbers a large part of the expense for traveling salesmen might be avoided.

We found the superintendent and his estimable family very kind and obliging, lenient in their treatment and discipline of the inmates, who generally expressed themselves as satisfied with their home and surroundings.

While in no sense an educational institution, we recommend that the trustees provide regular means of conveying information and instruction to the inmates by securing at least semi-weekly readings or talks by competent persons that these unfortunate blind may become fairly conversant with the news and progress of the day. We are sure that Iowa, so liberal in its educational endowments and facilities for instruction for those who are able to take care of themselves, will not fail to liberally provide for its unfortunates who need so much more aid and care to make life endurable. None are more deserving of our sympathy and protection than these people, who are doomed to live in an endless night.

We further recommend that whenever any of the blind inmates are unable to provide suitable clothing by their own efforts, and are not supplied by their friends, they should be properly provided for by the officers of the institution from the contingent fund of the same.

L. M. KILBURN,

*Committee on part of Senate.*

G. H. VAN HOUTEN,

J. L. WILSON,

*Committee on part of House.*

#### REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state, beg leave to report that they have had the same under consideration and have instructed me to

report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 60, a bill for an act to relieve the Asylum for Destitute and Orphaned Children, at Andrew, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 166, a bill for an act to legalize the incorporation of the town of Whittier, Hardin county, Iowa, and legalize the election of its officers, and all acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the house, with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 161, a bill for an act to apply to cities of the first-class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15 of the laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, relative to indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. Dowell,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 98, a bill for an act to amend sections 509 and 510 of the Code of 1873, relating to changing class of cities and towns, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Elections, to whom was referred House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 58, a bill for an act to authorize the townships of any county in the State of Iowa, to build public halls for elections and public meetings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments: Amend section 1, by adding after the word "levy" in the first line thereof, the words "a tax". Amend section 2, by striking out the words "ten citizens" in the first line thereof and insert in lieu thereof the following: "one-third of the voters as shown by the last general election," and by striking out the word "ten" in the third line of said section and insert in lieu thereof the word "thirty." Amend section 3, by adding after the word "levy" in the second line thereof, the words "not to exceed" and by adding to said bill the following: "Section 6. This act shall not apply to corporations containing cities of the first or the second class."

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Allen offered the following report of the second division of Committee on Code Revision:

MR. SPEAKER—Your second division of Committee on Code Revision, to whom was referred House file No. 12, being a bill for an act to revise, amend and codify the statutes relative to the militia, beg leave to report that they have been requested by Committee on Military to report the same back to the House with the recommendation that said bill be referred to such Committee on Military.

W. S. ALLEN,  
*Chairman.*

So ordered.

Mr. Allen asked that the committee be granted more time to report on House files Nos. 11 and 19, which was granted.

Also that the Journal show that House file No. 5 was ordered referred to Committee on County and Township Organization on February 3rd.

Granted.

Mr. Merriam moved that 400 copies of House files Nos. 74 and 149 be ordered printed.

Carried.

Mr. Hinman called up the resolution relative to requesting the Auditor of State for an itemized statement of expenditures by Monument Commission and moved its adoption.

Carried.

Mr. Garner called up his resolution in reference to care for incurable insane, and moved its adoption.

Carried.

Mr. Ray offered the following resolution, which was referred to Committee on Rules:

*Resolved*, That section 11 of rule 10 of the Rules of the House be amended by adding after the word "passage" in the sixth line these words:

"Provided, that all matters pertaining to the revision of the Code shall have precedence Tuesdays and Wednesdays of each week."

The Speaker appointed Messrs. Baker of Scott and Hauger of Blackhawk in accordance with rule 5 of the joint rule relative to enrolled bills.

The following communications from Secretary of State W. M. McFarland were received:

STATE OF IOWA,  
SECRETARY'S OFFICE. }  
DES MOINES, February 7, 1896. }

*To the Honorable House of Representatives of the Twenty-sixth General Assembly of Iowa:*

In compliance with the provisions of chapter 114, acts of the Sixteenth General Assembly, I designated two newspapers in each congressional district of the State of Iowa, and caused therein to be published for the term of three months, as provided by section 2, article 10 of the constitution, an

act of the Twenty-fifth General Assembly, known as Joint Resolution No. 5, "to amend the constitution of the State of Iowa, relative to the manufacture and sale of intoxicating liquors as a beverage," and I have caused to be filed in this office proof of publication by each newspaper so designated, verified by affidavit of the publishers, that such publication was made.

W. M. MCFARLAND,  
*Secretary of State.*

Des Moines, Iowa, January 24, 1896.

*To the Honorable House of Representatives of the Twenty-sixth General Assembly of Iowa:*

In compliance with the provisions of sections 507 to 510, Code of Iowa, I herewith transmit to your honorable body a statement of cities in Iowa raised to cities of the second class by virtue of the census of 1895.

W. M. MCFARLAND,  
*Secretary of State.*

DES MOINES, Iowa, February 5, 1896.

Denison.	Toledo.	Monticello.
Eldora.	Lake City.	Harlan.
Marengo.	Iowa Falls.	Mytic.
Bedford.	Tipton.	Cresco.

#### TREASURER'S REPORT.

The following report of the State Treasurer was filed, and 600 copies were ordered printed:

*To the House of Representatives, Twenty-sixth General Assembly:*

GENTLEMEN—In response to your resolution requesting "a statement setting forth the condition of the state finances, making recommendations regarding taxation and revenue," I respectfully submit the following:

The situation in which the state treasury of Iowa now finds itself is far from satisfactory and merits your earnest and most careful consideration. The exigencies of the treasury, while far from critical, are nevertheless serious, and if not soon met wisely and satisfactorily the Treasurer will experience great embarrassment in meeting the state's obligations, and the people will have increased and unnecessary taxes. This condition of affairs has not been brought about by the mismanagement of state funds or by extravagant appropriations. It has resulted from the lack of coincidence between income and outgo of state funds and the failure to realize sufficient revenues from the general taxes.

The causes of the embarrassment which the state has recently experienced have already been pointed out to you in part in Governor Jackson's message and in the biennial reports

of the Auditor and Treasurer. In outlining to you the nature of the present difficulties of the treasury, I may commend to you the facts and recommendations therein made, and in addition offer some specific suggestions that appear to me to be necessary fully to keep in mind in an attempt to relieve the treasury.

Several times during the past year, and especially during the past two months, the Auditor and Treasurer have been compelled to ask the heads of the state institutions to be satisfied with a part of their warrants, which were legally due them, and to try to carry on their work with partial payments. They were forced to make these requests because there was not in the treasury, at the time their warrants could have been legally demanded and presented, sufficient revenue to meet them. Had the superintendents and officials of our state institutions insisted upon their warrants in full, at the time authorized by law, the Treasurer would have had to stamp them "Not paid for want of funds." Had they been so stamped the state would have been burdened with interest at 6 per cent for periods not less than two months, together with other incidental expenses. Thus far it has only been the cordial assistance of the officials of our various state institutions that has made it possible for the Auditor to issue partial warrants and the Treasurer to avoid stamping them.

This dilemma confronted the treasury in April and October of 1895. The Treasurer had to resort to make-shifts in order to prevent such a contingency and maintain the credit of the state. Among the means resorted to, besides the foregoing, he called upon a part of the county treasurers to anticipate their monthly remittances and asked the banks of Des Moines, in which state funds are deposited, for temporary assistance. In both instances the generous and timely aid of the county treasurers and the state depositories enabled the Treasurer to meet warrants as presented. During January of this year the state again had to ask the institutions to wait for their much-needed funds. At the present time there are large balances due them and they are seriously hampered as a result.

While the state has been fortunate in getting around the necessity of stamping warrants, it must be admitted that it is undignified and unbusiness-like for the government of Iowa to be compelled to resort to such methods and means to obtain the revenues necessary to carry on its affairs.

The immediate causes of the financial embarrassment to which the state treasury recently has been subjected are practically two. These have already been suggested. The first cause has been outlined in the Treasurer's report to the Governor in 1895. This has been the failure of the incoming revenue to coincide with outgoing funds, drawn from the treasury, to pay the state's warrants.

By far the larger proportion of the remittances of taxes from the counties reach the treasury after the middle of each month, whereas the monthly warrants and obligations of the state are due on the first, and are presented on that date or as soon thereafter as possible, unless held back for reasons already given. It is, however, to be noted that one-half the revenue of the state is paid into the treasury in two different months, to-wit.: April and October. The other half comes in during the other ten months of the year, in sums varying greatly in amounts, one month last year the receipts being only \$36,636.53. This see-saw and irregularity in the supply of revenue is met by the ordinary monthly warrants and still larger quarterly drawings of funds for state institutions—the regularity of which ill fits with the uncertain supply. This lack of coincidence works confusion and annoyance, and unless forestalled by methods already pointed out, loss to the state and increased tax burdens to the people.

Some relief from this source of embarrassment can be given to the treasury if the Legislature will, by statute, extend the time of making the quarterly drawings to the 15th of the months of February, May, August and November instead of at the first of the quarter, as is now the custom. The change will not require any modification of the existing laws regarding the payment of county taxes into the state treasury.

This change, however, would give but partial relief. It does not remedy the chief cause of the present financial difficulties of the state. This cause has been the failure to realize the full amount of taxes levied, as will be readily seen by a glance at the receipts and disbursements for the last two years and a half.

At the commencement of the last biennial period, beginning July 1, 1893, there was a balance of \$412,981.45 on hand in the treasury. Up to July 1, 1895, there was received from all sources \$3,524,251.35; total, \$3,937,232.80. State Auditor's warrants, redeemed during the period, amounted to \$3,624,-



378.89. The sum paid out in excess of revenue received was \$100,127.04. The balance in the treasury July 1, 1895, was \$812,854.41. The total revenue from all sources received from that date up to January 4, 1896, was \$945,823.58, which, added to the balance of July 1, 1895, equalled \$1,158,677.99. The disbursements for this six months were \$1,120,029.97. The available cash on hand in the treasury January 4, 1896, was \$38,648.02 of general revenue. With this amount and the January collections, \$148,319.02, the state had to meet its regular pay roll of \$30,000, the dues of the several institutions reaching fully \$250,000, and the additional warrants necessitated by the meeting of the Legislature and the payment of one-half the salaries of the members, aggregating \$50,000, due February 18. It is obvious that the Treasurer would have been compelled to have stamped warrants "Not paid for want of funds" had it not been for the very generous consideration of the superintendents and officers of our state institutions.

Another matter of grave importance is to be considered here in explaining the existing deficiency in our revenues. This has been the constant increase in recent years of delinquent taxes due the state from the counties. During each of the past three biennial periods the amount of back taxes has grown on an average of \$200,000 for each period. From the present outlook there is every reason to expect that this sum will be equaled, if not materially increased in this biennial period. The sum total of delinquent taxes July 1, 1895, was \$842,625.56.

The causes for the falling of revenue have doubtless been numerous. The unusual severity and duration of the recent "hard times" have unquestionably had something to do with bringing about this shortage of funds. But the most potent cause, as it seems to me, producing the lack of revenue has been the decline in the amount of taxable property in the state as reported by the county auditors. In a word, the taxable basis of the state has been shrinking. This will become manifest on examining the following figures of the total assessed valuation of the real and personal property of the state in 1885 and 1895, together with the population for the same years:

Population for 1885 .....	1,753,960
Population for 1895.....	2,058,069
Increase of population, 16.06 per cent.	
Total assessed valuation of real and personal property, 1885.....	\$ 489,600,061.00
Total assessed valuation of real and personal property, per capita, 1885..	279.17
Total assessed valuation of real and personal property, 1895.....	558,985,202.00
Total assessed valuation of real and personal property, per capita, 1895..	271.66

Total increase in valuation of real and personal property, 1885-95.....\$	69,323,211.00
Or 14.15 per cent.	
Total decrease in valuation of real and personal property, per capita, 1895-96 .....	7.51
Or 2.69 per cent.	
Total assessed personal property, 1885.....	103,372,905.00
Total assessed personal property, 1895.....	100,493,479.00
Decrease, 2.78 per cent.	
Total assessed real property, 1885.....	353,614,637.00
Total assessed real property, 1895.....	413,970,588.00
Increase, 17.06 per cent.	

In view of this marked decline in assessed valuation of taxable property in the state during the past decade careful attention should be given to the following statistics showing the steady increase in appropriations made for our state institutions in the same period. Comparison of the two tables will prove interesting and instructive for many reasons.

Agricultural College, Ames, 1885-87, Twenty-first General Assembly.....\$	22,927.82
Agricultural College, Ames, 1893-95, Twenty-fifth General Assembly.....	83,766.39
Increase, 269.73 per cent.	
Agricultural societies, county and district, state aid, 1885-87, Twenty-first General Assembly.....	38,042.00
Agricultural societies, county and district, state aid, 1893-95, Twenty-fifth General Assembly.....	42,699.00
Increase, 12.24 per cent.	
Farmers' institutes, established by the Twenty-fourth General Assembly, 1891-93, Twenty-fourth General Assembly.....	1,577.31
Farmers' institutes, established by the Twenty-fourth General Assembly, 1893-95, Twenty-fifth General Assembly.....	4,166.39
Increase, 237.60 per cent.	
College for Blind, Vinton, 1885-87, Twenty-first General Assembly.....	65,363.82
College for Blind, Vinton, 1893-95, Twenty-fifth General Assembly.....	77,665.06
Increase, 18.82 per cent.	
Industrial Home for Blind, Knoxville, 1885-87, Twenty-first General Assembly.....	None
Industrial Home for Blind, Knoxville, 1893-95, Twenty-fifth General Assembly.....	20,083.55
Benedict Home, Des Moines, 1885-87, Twenty-first General Assembly.....	3,650.00
Benedict Home, Des Moines, 1893-95, Twenty-fifth General Assembly.....	6,037.84
Increase, 65.43 per cent.	
National Guard, 1885-87, Twenty-first General Assembly.....	74,286.98
National Guard, 1893-95, Twenty-fifth General Assembly.....	71,136.68
Decrease, 4.23 per cent.	
Geological survey, established Twenty-fourth General Assembly, 1891-93 Twenty-fourth General Assembly.....	5,631.28
Geological survey, 1893-95, Twenty-fifth General Assembly.....	23,366.93
Increase, 368.75 per cent.	
Industrial schools, boys and girls, 1885-87, Twenty-first General Assem- bly.....	90,194.95
Industrial schools, boys and girls, 1893-95, Twenty-fifth General Assem- bly.....	119,706.16
Increase, 32.72 per cent.	
Dairy Commission, 1885-87, Twenty-first General Assembly .....	2,585.43
Dairy Commission, 1893-95, Twenty-fifth General Assembly.....	9,132.33
Increase, 253.22 per cent.	
Fish Commission, 1885-87, Twenty-first General Assembly.....	7,297.82
Fish Commission, 1893-95, Twenty-fifth General Assembly.....	7,256.57
Decrease, .42 per cent.	
School for Deaf, Council Bluffs, 1885-87, Twenty-first General Assembly...	108,332.36

School for Deaf, Council Bluffs, 1893-95, Twenty-fifth General Assembly..\$	139,461.84
Increase, 28.74 per cent.	
Feeble Minded Institute, Glenwood, 1885-87, Twenty-first General Assembly.....	124,800.29
Feeble Minded Institute, Glenwood, 1893-95, Twenty-fifth General Assembly.....	179,519.58
Increase, 43.84 per cent.	
Iowa Weather and Crop Service, 1885-87, Twenty-first General Assembly.....	2,452.92
Iowa Weather and Crop Service, 1893-95, Twenty-fifth General Assembly.....	5,715.23
Increase, 132.99 per cent.	
Insane Hospital, Clarinda, 1885-87, Twenty-first General Assembly.....	155,648.71
Insane Hospital, Clarinda, 1893-95, Twenty-fifth General Assembly.....	288,682.55
Increase, 85.42 per cent.	
Insane Hospital, Cherokee, 1893-95, Commissioners.....	1,143.85
Insane Hospital, Independence, 1885-87, Twenty-first General Assembly..	302,399.03
Insane Hospital, Independence, 1893-95, Twenty-fifth General Assembly..	339,767.45
Increase, 12.07 per cent.	
Insane hospital, Mt. Pleasant, 1885-87, Twenty-first General Assembly..	311,844.30
Insane hospital, Mt. Pleasant, 1893-95, Twenty-fifth General Assembly....	302,000.08
Decrease, 2.94 per cent.	
Normal school, Cedar Falls, 1885-87 Twenty-first General Assembly... ..	29,356.30
Normal school, Cedar Falls, 1893-95 Twenty-fifth General Assembly.....	71,287.45
Increase 142.83 per cent.	
Orphans' Home, Davenport, 1885-87, Twenty-first General Assembly.....	71,811.99
Orphans' Home, Davenport, 1893-95, Twenty-fifth General Assembly.....	108,907.57
Increase, 51.65 per cent.	
Penitentiary, Anamosa, 1885-87, Twenty-first General Assembly.....	170,947.21
Penitentiary, Anamosa, 1893-95, Twenty-fifth General Assembly.....	217,883.75
Increase, 27.45 per cent.	
Penitentiary, Ft. Madison, 1885-87, Twenty-first General Assembly.....	69,103.41
Penitentiary, Ft. Madison, 1893-95, Twenty-fifth General Assembly.....	79,871.76
Increase, 15.52 per cent.	
Soldiers' Home, Marshalltown, 1885-87, Twenty-first General Assembly... ..	25,828.44
Soldiers' Home, Marshalltown, 1893-95, Twenty-fifth General Assembly....	144,655.92
Increase, 460.06 per cent.	
State library, 1885-87, Twenty-first General Assembly.....	5,200.00
State Library, 1893-95, Twenty-fifth General Assembly.....	11,100.00
Increase, 113.46 per cent.	
State University, Iowa City, 1885-87, Twenty-first General Assembly.....	101,270.50
State University, Iowa City, 1893-95, Twenty-fifth General Assembly.....	159,168.36
Increase, 57.17 per cent.	
Total appropriations made by Twenty-first General Assembly.....	1,811,344.15
Total appropriations made by Twenty-second General Assembly.....	1,932,814.26
Total appropriations made by Twenty-third General Assembly.....	2,148,618.69
Total appropriations made by Twenty-fourth General Assembly.....	2,456,788.29
Total appropriations made by Twenty-fifth General Assembly.....	2,541,315.19

## RECAPITULATION.

Increase, population, 1885-95.....	16.06 per cent
Increase, assessed value of real and personal property, 1885-95.....	14.15 per cent
Increase, appropriations, 1885-95.....	40.30 per cent
Increase, expenditures per capita, 1885-95.....	33.55 per cent
Decrease, assessed value per capita (\$7.51), 1885-95.....	2.69 per cent

These statistics tell us in a most convincing way the chief cause of the financial difficulties in which the rich, industrial State of Iowa now finds herself. They tell us that while the state has been making steadily increasing expenditures during the past ten years, there has been a corresponding decrease in

the listed assessable and taxable property in the state. Now any one who is at all familiar with wealth statistics and the increase of the real value of property in the United States in recent years must immediately recognize the absurd inadequacy of the foregoing estimates. It has been the boast of nearly every state in the union that their property and wealth of all kinds have been steadily increasing. Especially has it been true that the multifarious kinds of property, tangible and intangible, known as personal, have been increased enormously in every state, as may be seen by an inspection of the ninth, tenth and eleventh censuses of the United States. But here in Iowa apparantly we find the exact reverse—a steady decrease in the amount of personal property, and but a meagre increase in real property.

A moment's thought will show the improbability of this being in accordance with actual facts. The laws of Iowa definitely state that all property not exempt shall be listed for the purposes of taxation at its true cash value. How far this is from being done will be strikingly shown by comparing the total of our reported assessed valuation of real and personal property in 1895, viz.: \$558,985,292, with the amount given by the United States census for 1890. Iowa's assessed wealth is there given as \$1,200,469,828 ("22.70 per cent. of the ratio of total assessed to total true valuation"), more than double the amount that is reported to the Auditor of State five years subsequent to the date of the national census. This deplorable discrepancy between the real and the reported wealth can only be accounted for in two ways. One is that great amounts of property have escaped assessment and taxation. Of the correctness of this hypothesis there can be no doubt whatever on the part of those familiar, to any degree, with modes of assessment. There has, indeed, been, for a considerable period, a very general feeling that large quantities of property, owned and enjoyed by the most capable members of the communities of the state, have escaped its great burdens of taxation. The biennial reports of the Auditor of State for several years past have set forth this increasing evil. Some years ago the Auditor stated that the class of property that escapes taxation most is that which pays the largest dividends; and this statement holds true to-day. But this is true also of ordinary personal property, such as live stock, vehicles, farming tools and utensils, as well as of moneys, stocks, bonds, mortgages and

credits. The evil is prevalent throughout the state. The other cause for this divergence has been the custom of listing property at a low valuation, which is almost universally followed by the assessors of our counties. Assessors first strive to ascertain the real valuation of the property to be taxed and then reduce it to one-half or one-third or one-fourth, and take it as the basis upon which to levy the city, township, county and state taxes. As a consequence of this narrowing of the taxable basis the rate per mill of the levy must, of course, be increased. The state levy for 1895 was  $2\frac{1}{2}$  mills, when one-half or one-third of this rate would have been sufficient to have raised all the revenue, had the property been returned at its true cash value, as is commanded by the law. And this rate would have been further very materially decreased if all kinds of property had been assessed instead of allowed to go untaxed. We have in this practice of low valuation the explanation of the high tax levy, which is at the present time causing considerable discussion.

Another factor that helps to reduce the amount of taxable property in the state and in many ways aggravates the evils of evasion and low appraisement is the method of apportioning taxes among the townships and counties and the constant efforts of township assessors and county boards to lessen their share of the tax burdens.

The rates of assessing and valuing property vary in the various counties in bewildering confusion and result in endless difficulties and consequent losses to the state. There ought to be a uniform rate of appraisement—a common method and manner of assessing real and personal property the whole state over. As it is, one township puts its rates and totals as low as possible, each one trying to shift the burden upon the others in the county. This same performance is repeated with regard to the state. One county tries to unload a part of its just burdens on to the others by putting the amounts of their real and personal property as low as they possibly can. Meantime every other county is trying the same thing. This means constant annoyance and waste of time and money to the state and higher taxes upon those who are honest and have to pay the taxes in the end.

This, in brief, is an outline of the nature and extent of the financial difficulties of the state treasury at the present time, and of the causes and conditions which have brought them

about. It presents a subject of considerable complexity and it demands wise measures in order to realize substantial reform and permanent improvement. In view of the recommendations of the revenue commission of two years ago and of the new laws proposed by the Code Commission, now under advisement in the Legislature, I need not make any extended suggestions.

Measures should be taken immediately to provide more revenue. This is imperative if the Treasurer is to avoid stamping warrants. Further, it would be well to provide sufficient taxes to give the treasury a working balance that it could draw upon in such periods as have been described. It need not be large, but simply enough to insure it against such embarrassment as the state has been experiencing recently. An extension of the time of making the quarterly drawings for state institutions will alleviate the situation to a great degree. But most important of all, it seems to me, in remedying the present fiscal evils, is a radical reform in the administrative means and methods of appraising and assessing property for purposes of taxation. Our taxing machinery needs to be remodeled throughout if we are to see any marked improvement in the future.

Property should be assessed at its real value, and the levy made upon that valuation. Further, there should be definite measures taken to prevent the unjust and iniquitous inequalities in appraisement and valuation that now exist on precisely the same property between township and township, between city and city, between county and county. The only way by which this reform can be accomplished successfully is either by the state assuming direct supervision of the assessment and establishing uniformity in the lists and valuation, or by the enactment of a law empowering the district judges to choose and appoint county assessors whose business it shall be to take complete charge of the work of property valuation within the county for which they are appointed.

The one great difficulty in obtaining the true valuation of property in the towns, cities and townships is the difficulty of obtaining men who are capable, not only of making true valuations, but of insisting on placing their valuation upon property. The average assessor has little of that comprehensive business knowledge and experience, which are absolutely essential in making true estimates or appraisements of property, especially of such intangible property as stocks, bonds, notes, mortgages, and other evidences of wealth. He is seldom able to hold his

own with a shrewd tax dodger, who distracts him with complicated statements about the forms and varieties of his moneys and credits; or to detect the false entries and inadequate returns presented with a purpose to deceive. As a rule he does not possess that strength of character that will enable him to put a true valuation on property when local prejudices and antipathies, political and social influences, and other forces bear heavily upon him, pressing him and threatening him. He is appointed from the neighborhood for political reasons and not primarily because he will make an honest, capable, energetic assessor. He is known by all his neighbors; his sympathies, his likes and dislikes invariably warp his judgment, more or less; and he does not exercise that impartial and searching care that must be predominant in a good assessor if he is to do his work successfully and equitably.

If the appointment of assessors for the counties could be placed in the hands of our district judges, a vast improvement would be affected. Men could be appointed who would be unhampered by local ties and prejudices. Better men would be chosen. The county boards of supervisors could still act as an equalization board to hear protests and complaints. But the establishment of uniform rules, rates, lists and many other details for each county and for each township within the counties, would lessen many fold the evils and confusion now prevailing in the assessment of property in the minor civil divisions of the state.

The need of a capable, honest, fearless and efficient assessor is paramount. Upon him the state has to depend for the discovery and assessment of property. If he is lacking in any of the pre-requisites the state suffers. It therefore behooves the state to see to it, if the present system of appointing assessors and supervising the work of appraising property for taxation fails to produce an equality of tax burdens for all, that it take the matter into its own hands. The interests of taxpayers, of property owners and of all good citizens will be promoted if a more efficient and more equitable system of assessment can be devised.

Finally we may learn from the methods and experience of the federal government in raising and collecting revenue. It protects itself from loss by many safeguards that it would be well to adopt in this state. Those who assess and collect the revenues for the national government are hedged about with

laws commanding the strictest and most scrupulous observances of their provisions, and their violation is always followed by severe punishment. But more than this, those who have to pay the taxes must give in, on oath, the amount and kinds of their property, and attempts at evasion are punished with as much certainty and severity as the former. One can see no reason why the state government of Iowa should take less precaution against loss, against fraud and deception than the national government. It surely is to the interest of every honest taxpayer in the commonwealth that all property should bear its just share of taxation. And here, as in all other departments of political life, there is nothing that will do so much to lessen the evil of evasion as the enactment and rigid enforcement of a law providing for the punishment of assessors who fail to do their duty and of property owners who try to escape their taxes.

These are simply suggestions that, it seems to me, ought to be considered in attempting to solve the present difficulties of the state treasury.

Whether they are considered or not, one thing is sure, something must be done in the very near future or the Treasurer will have to stamp warrants and the state will have incurred unnecessary interest and taxes. Or, the Legislature will have to cut off some of the appropriations now made for our state institutions. This latter contingency, no one, who is at all familiar with the excellent work done by our charitable institutions, can wish to see happen. Compared with other states, the people of Iowa sustain a small tax burden. It would seem wise, therefore, to reform our tax laws and improve our taxing machinery.

JOHN HERRIOTT,  
*Treasurer of State.*

Des Moines, Iowa, February 7, 1896.

The Journal of yesterday was corrected and approved.

#### INTRODUCTION OF BILLS.

By Mr. Baker, House file No. 226, a bill for an act to amend section 1, chapter 171 of the acts of the Twenty-first General Assembly, providing for the levy of a tax for fire purposes.

Read first and second time and referred to Committee on Municipal Corporations.



By Mr. Brighton, House file No. 227, a bill for an act to amend section 3, chapter 211 of the acts of the Eighteenth General Assembly, relating to the time of bringing actions against insurance companies.

Read first and second time and referred to Committee on Insurance.

By Mr. Clark, House file No. 228, a bill for an act to amend section 3648 of the Code, in relation to evidence.

Read first and second time and referred to Committee on Judiciary.

By Mr. Davis, House file No. 229, a bill for an act to amend sections 289 and 290 of the Code of 1873, as amended by chapters 55 and 56 of the laws of the Twenty-fifth General Assembly of the State of Iowa, relating to the bonding of county indebtedness.

Read first and second time and referred to Committee on Judiciary.

By Mr. Doubleday, House file No. 230, a bill for an act to indemnify counties in Iowa in certain cases.

Read first and second time and referred to Committee on Claims.

By Mr. Dowell, House file No. 231, a bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, relating to the powers and duties of library trustees.

Read first and second time and referred to Committee on Public Libraries.

By Mr. Dowell, House file No. 232, a bill for an act to amend section 2, chapter 99 of the acts of the Twenty-fifth General Assembly, relating to powers of library trustees.

Read first and second time and referred to Committee on Public Libraries.

By Mr. Finch, House file No. 233, a bill for an act to amend chapter 62 of the acts of the Twenty-fifth General Assembly, relating to the sale of intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Edwards, House file No. 234, a bill for an act to amend section 2017 of the Code of Iowa, in relation to landlord's lien.

Read first and second time and referred to Committee on Judiciary

By Mr. Funk, House file No. 235, a bill for an act in relation to chattel mortgages and the rights of parties to such instruments.

Read first and second time and referred to Committee on Judiciary.

By Mr. Klemme, House file No. 236, a bill for an act amending section 22, chapter 62 of the acts of the Twenty-fifth General Assembly, relative to transporting intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Lauder, House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for sale and use of opium and its preparation.

Read first and second time and referred to Committee on Public Health.

By Mr. Loomis, House file No. 238, a bill for an act making an appropriation for the penitentiary at Anamosa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Mullin, House file No. 239, a bill for an act making appropriation for Hospital for Insane at Mount Pleasant, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Parker, House file No. 240, a bill for an act making appropriation for Institution for Feeble Minded Children at Glenwood, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Martin, House file No. 241, a bill for an act providing a substitute for chapter 6, title 9 of the Code of 1873, for establishing and governing mutual building and loan associations.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Power, House file No. 242, a bill for an act to prevent combination as to rates for insurance by insurance companies.

Read first and second time and referred to Committee on Insurance.

Mr. Spaulding offered the following resolution, which was laid over under rule 34:

*Resolved*, That the Committee on Appropriations be and is hereby instructed to report its recommendations for the different state institutions not later than March 12th.

On motion of Mr. Weaver, Senate file No. 112, a bill for an act legalizing the proceedings of the board of supervisors of Louisa county, Iowa, relating to restraining stock from running at large, was substituted for House file No. 87.

Senate file No. 112 was read first and second times.

Mr. Weaver moved that the rules be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Clark, Classen, Cook, Crow, Doubleday, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McClelland, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—89.

The nays were:

None.

Absent not voting:

Messrs. Brinton, Chapman, Cornwall, Davis, Dowell, Evans, Ladd, Manahan, McArthur, Mayne, Temple—11.

So the bill passed and the title was agreed to.

On motion of Mr. Finch, House file No. 47, a bill for an act to repeal section 2850 of the Code and to enact a substitute therefor, relating to venue and the change thereof in actions aided by attachments, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Finch moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McClelland, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Cornwall, Dowell, Evans, Potter, Wheeler—6.

So the bill passed and the title was agreed to.

On motion of Mr. Allen, House file No. 31, a bill for an act defining fraternal beneficiary societies, orders and associations, and regulating the same with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Morrison of Keokuk offered the following amendment to section 2:

"Insert the word 'insurance' between the words 'no' and 'law' in line two of section 2 of the printed bill."

Adopted.

Mr. Gurley moved to strike out all after the word "age" in the seventh line and all of line eight in section 1 of printed bills.

Mr. McClelland was excused indefinitely.

Mr. Hunt was excused until Tuesday.

Mr. Power was excused until Monday afternoon.

Mr. Sullivan was excused until Tuesday.

Mr. Funk moved to adjourn until 9 A. M. to-morrow.

Mr. Spaulding moved to amend by making it 10 A. M.

On a division there were 25 for and 60 against the amendment.

So the amendment was lost.

The motion of Mr. Funk prevailed.

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, February 8, 1896. }

House met pursuant to adjournment with Speaker Byers in the Chair

Prayer was offered by the Rev. J. C. R. Layton, of Des Moines.

A roll call was ordered to ascertain whether there was a quorum present, with the following result:

Those present were:

Messrs. Allen, Baker, Bell, Brady, Brighton, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Whelan, Whittier, Williams, Wilson, Mr. Speaker—72.

Those absent were:

Messrs. Bailey, Bird, Bowen, Brinton, Byington, Cornwall, Davis, Early, Haugen, Hendershot, Hunt, Jackson, Jay, McClelland, McDonald, McNulty, Merrell, Miller of Buena Vista, Nolan, Potter, Power, Smith, St. John, Sullivan, Weaver, Wells, Wheeler, Wood—28.

The following members were granted leave of absence:

Messrs. Porter, Hendershot, Doubleday Weaver and Wells until Monday.

Messrs. Ladd, Morrison of Grundy, Lavender, Voelker and McDonald until Tuesday.

Mr. Wheeler until Wednesday.

## PETITIONS AND MEMORIALS.

Messrs. Evans, Parker and Bird presented petitions of citizens of their respective counties, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Messrs. Ray and Bird presented petitions of citizens of their respective counties against a manufacturers' bill.

Referred to Committee on Constitutional Amendments.

Mr. Griswold presented petition of citizens of Buchanan county, asking equal political rights for women,

Referred to Committee on Woman's Suffrage.

Messrs. Griswold, Potter, Whelan, Prentis, Clark, Nietert, Grote, Frink, Tibbitts, Mayne and Perrott presented petitions asking for the passage of Senate file No. 1 and House file No. 31.

Referred to Committee on Insurance.

Mr. Garner presented petition of citizens of Mahaska county, relative to the compensation of justices of the peace and constables.

Referred to Committee on Compensation of Public Officers.

Messrs. Crow and Allen presented petitions of citizens of their respective counties asking for the removal of the dam in the Des Moines river at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Haugen presented petition of citizens of Cedar Falls, asking for a bill for the supervision of the business of plumbing.

Referred to Committee on Public Health.

## REPORTS OF COMMITTEES.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 101, a bill for an act to legalize the incorporation and the acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town not

in contradiction of the laws of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 51, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Iona, in Chickasaw county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 81, a bill for an act to pay the widow of Hon. L. I. Hatch, late district judge of the Thirteenth judicial district of Iowa, deceased, the salary for the unexpired term of said judge as such judge, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 57, a bill for an act to legalize the proceedings of the board of supervisors of Wright county in locating and constructing a drain through the incorporated town of Clarion, in said county, and in making apportionments of the costs, expenses, cost of construction, fees and compensation for property appropriated and damage sustained by the construction of the drain and in assessing the same among the owners of the land benefited thereby and in levying the same as a tax against the lands of the owners so benefited, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House file No. 90, a bill for an act to amend section 3814 of the Code as amended by the Sixteenth General Assembly, relating to witness fees, beg



leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 109, a bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 110, a bill for an act to amend sections 7, 8, 13, 14, 15, 18 and 25, chapter 33, laws of the Twenty-fourth General Assembly, relative to the printing and distribution of ballots at public expense, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Elections.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 107, a bill for an act to legalize conveyances of real estate made in compliance with the laws and usages of other states, territories and countries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 121, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 108, a bill for an act to amend chapter 35 of the acts of the Twenty-second General Assembly, relating to the rights of aliens, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Code Revision Committee having that subject for consideration (division five).

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your committee on Judiciary, to whom was referred House file No. 110, a bill for an act to amend sections 7, 8, 13, 14, 15, 18 and 25, chapter 33, acts of the Twenty-fourth General Assembly, relative to the printing and distribution of ballots at public expense, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Elections.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 115, a bill for an act to amend section 906, chapter 2, title vi of the Code, as amended by chapter 62 of the acts of the Fifteenth General Assembly, relating to the tax and license for peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Ways and Means.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 133, a bill for an act to repeal section 3508, of chapter 1, title xxi of the Code of 1873, relating to the jurisdiction of justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file,

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 55, a bill for an act to appropriate money to procure for the Governor's rooms in the Capitol portraits of ex-Governors John H.

Gear, Buren R. Sherman, William Larrabee, Horace Boles and Frank D. Jackson, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Morrison of Grundy, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred House file No. 93, a bill for an act to prevent and punish fraud in the manufacture and sale of buckwheat flour and sugar-tree molasses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. D. MORRISON,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the fourth division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that upon request of Mr. Cook, Chairman of Committee on Institution for Feeble Minded, chapter 7 of House file No. 14 is reported back to the House with the recommendation that the same be referred to the said Committee on Institution for Feeble Minded.

M. H. BRINTON,  
*Chairman*

So ordered.

#### INTRODUCTION OF BILLS.

By Mr. Davis, House file No. 243, a bill for an act to amend section 2360 of McClain's Code, relating to sale of liquors by pharmacists.

Read first and second time and referred to Committee on Pharmacy.

By Mr. Doubleday, House file No. 244, a bill for an act to indemnify counties for money advanced to support indigent persons by the overseer of the poor in certain cases.

Read first and second time and referred to Committee on Claims.

By request of Mr. Doubleday, House file No. 230, which was introduced yesterday, was withdrawn.

By Mr. Frink, House file No. 245, a bill for an act to legalize the acts of the council of the town of Coin, Iowa,

Read first and second time and referred to Committee on Judiciary.

By Mr. Funk, House file No. 246, a bill for an act to amend section 12 of chapter 80, of the laws of the Twenty-fifth General Assembly, relating to the rules governing trustees in the appointment of superintendents.

Read first and second time and referred to Committee on Public Health.

By Mr. Hauger, House file No. 247, a bill for an act to regulate the assessment of negotiable papers.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Lauder, House file No. 248, a bill for an act to amend sections 2 and 3 of chapter 69 of the acts of the Twenty-fifth General Assembly to fix the regular term of the additional supreme judge provided for in said act and to extend the term of the present incumbent.

Read first and second time and referred to Committee on Judiciary.

By Mr. Martin (by request), House file No. 249, a bill for an act to make appropriations to the department of Iowa manufactures of the Iowa State Agricultural society.

Read first and second time and referred to Committee on Appropriations.

By Mr. Mullin, House file No. 250, a bill for an act to provide for the equalization of assessment of personal property.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Mullin, House file No. 251, a bill for an act creating the Twentieth judicial district of the State of Iowa and providing for the appointment of one judge and the election of two judges therein; also providing for the election of four judges in the Second district and of three judges in the Sixth district, and defining the jurisdiction of said courts therein, and for holding terms of courts in said districts.

Read first and second time and referred to Committee on Judicial Districts.

By Mr. Nietert, House file No. 252, a bill for an act relating to the making of claims and bringing suits against municipal corporations, including cities organized under special charter, for damages resulting from the unsafe condition of highways or bridges thereon.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. McArthur, House file No. 253, a bill for an act to amend section 454 of the Code of Iowa, relating to the powers of cities.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Prentis, House file No. 254, a bill for an act to amend section 10 of chapter 75 of the Eighteenth General Assembly as amended by chapter 137 of the Nineteenth General Assembly and chapter 83 of the Twenty-first General Assembly, relative to itinerant venders of drugs.

Read first and second time and Referred to Committee on Pharmacy.

By Mr. Ray, House file No. 255, a bill for an act to amend chapter 211, section 8 of the acts of the Eighteenth General Assembly, relating to fire insurance and fire insurance companies.

Read first and second time and referred to Committee on Insurance.

By Mr. Reed, House file No. 256, a bill for an act to provide for the printing of the bulletins of the State Experiment Station.

Read first and second time and referred to Committee on Printing.

By Mr. Reed, House file No. 257, a bill for an act to establish and continue a chair of Pedagogy in the State Agricultural College.

Read first and second time and referred to Committee on Agricultural Colleges.

By Mr. Wilson, House file No. 258, a bill for an act in relation to the jurisdiction of suits against insurance companies doing business in Iowa, and against limiting the time in which suits may be brought against insurance companies doing business in the State of Iowa.

Read first and second time and referred to Committee on Insurance.

By Mr. Funk (by request), House file No. 259, a bill for an act providing for the organization, examination, regulation and control of mutual building and loan or savings and loan associations, and for the better protection of shareholders in such association.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Dowell, House file No. 260, a bill for an act to amend section 475 of the Code of 1873 and to enable cities of the first-class to buy or construct water works and to provide for the management thereof and giving them additional powers in respect thereto.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Johnston of Franklin, House file No. 261, a bill for an act to pay to the widow of Capt. J. W. Luke, deceased, late railroad commissioner, the salary for the unexpired term to which he was elected.

Read first and second time and referred to Committee on Judiciary.

Mr. Garner offered the following Joint Resolution No. 74:

JOINT RESOLUTION.

To amend the constitution of the State of Iowa, relative to jurisdiction of justices of the peace.

*Be it Resolved by the General Assembly of the State of Iowa, That section 1 of article 11 of the constitution of the State of Iowa be amended by striking out the word "one" before the word "hundred" and inserting the word "three" in lieu thereof, and by striking out the word "three" before the word "hundred" and inserting the word "five" in lieu thereof.*

Read first and second time and referred to Committee on Constitutional Amendments.

The House here took up

SENATE MESSAGES.

Senate file No. 30, a bill for an act prohibiting the sale and use of impure oils in mines, and providing penalties for violation thereof.

Read first and second time and referred to Committee on Mines and Mining.

The House here took up the pending amendment on House file No. 31, as offered by Mr. Gurley on February 7th.

On this amendment the yeas and nays were demanded, by Messrs. Allen and Gurley, which resulted as follows:

On the question, "Shall the amendment prevail?" the yeas were:

Messrs. Bailey, Bell, Bird, Bowen, Clark, Davis, Doubleday, Edwards, Frink, Garner, Good, Gurley, Hinman, Huntley,

Johnson of Webster, McAchran, Mayne, Morrison of Keokuk, Parker, Putnam, Scott, Van Houten—22.

The nays were:

Messrs. Allen, Baker, Brighton, Brinton, Byington, Chapman, Classen, Cook, Crow, Dowell, Evans, Finch, Frazee, Funk, Griswold, Grote, Hauger, Hazen, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Perrot, Porter, Prentis, Ray, Reed, Spaulding, Temple, Thompson, Tibbitts, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—55.

Absent or not voting:

Messrs. Brady, Cornwall, Early, Haugen, Hinkhouse, Hendershot, Hunt, Ladd, McClelland, McDonald, McNulty, Miller of Buena Vista, Miller of Cherokee, Nolan, Potter, Power, Smith, Sullivan, St. John, Voelker, Weaver, Wells, Wheeler—28.

So the amendment was lost.

Mr. Allen offered the following amendment and moved its adoption:

In section 10, in line three, strike out the words "by trustee," "garnishee."

Adopted.

Mr. Gurley offered the following amendment and moved its adoption:

Strike out section 16.

Lost.

Mr. Allen moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of

Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

Mr. Gurley voted in the negative.

Absent or not voting:

Messrs. Bailey, Cornwall, Early, Haugen, Hendershot, Hunt, McClelland, McDonald, Miller of Buena Vista, Nolan, Potter, Power, Smith, Sullivan, Voelker, Wells, Wheeler—18.

So the bill passed and the title was agreed to.

House file No. 114, by Tibbitts, a bill for an act to amend section 812 of chapter 1, title VI, of the Code of Iowa, as amended by chapter 63 of the acts of the Fifteenth General Assembly of Iowa, with the report of the committee recommending that it be indefinitely postponed, was taken up, considered and the report of the committee adopted.

House file No. 160, by Doubleday, a bill for an act to amend the laws with regard to levying taxes for road purposes, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

On motion of Mr. Finch, House file No. 48, a bill for an act to amend section 492, relating to the proof of ordinances, with report of committee recommending amendments, and when so amended that the same do pass, was taken up, considered, and the report of the committee adopted.

Mr. Finch moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van



Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Cornwall, Funk, Hendershot, Hunt, Ladd, McClelland, McDonald, Manahan, Merrell, Merriam, Nolan, Potter, Power, Smith, Sullivan, Voelker, Weaver, Wells, Wheeler—20.

So the bill passed and the title was agreed to.

On motion of Mr. Funk, House file No. 166, a bill for an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of its officers and all acts done and ordinances passed by the council of said town, with report of committee recommending passage was taken up, considered and the report of the committee adopted

Mr. Funk moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Garner, Hendershot, Hunt, Lambert, McClelland, McDonald, Manahan, Merrell, Miller of Buena Vista, Nolan, Porter, Potter, Power, Smith, Sullivan, Voelker, Weaver, Wells, Wheeler—20.

So the bill passed and the title was agreed to.

On motion of Mr. Dowell, House file No. 161, a bill for an act to apply to cities of the first-class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15 of the laws of the Twenty-fourth General Assembly and chapter 3 of the laws of the Twenty-fifth General Assembly, relative to the indebtedness of cities and towns, was made special order for Wednesday, February 12th, at 10 A. M.

MESSAGE FROM THE SENATE.

The following message was received from the Senate.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

House file No. 39, a bill for an act to relieve the Asylum for Destitute and Orphan Children at Andrews, Iowa, from its indebtedness to the state.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Funk House file No. 98, a bill for an act to amend sections 509 and 510 of the Code of 1873, relating to changing class of towns and cities, was made a special order for 10 A. M., Tuesday.

On motion of Mr. Lambert, Senate file No. 39, a bill for an act to relieve the Asylum for Destitute and Orphan Children at Andrews, Iowa, from its indebtedness to the state, was taken up, read for the first and second time and substituted for House file No. 60.

Mr. Lambert moved that the rule be suspended, and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple;

Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Davis, Hendershot, Hunt, Loomis, McAchran, McArthur, McClelland, McDonald, Manahan, Miller of Buena Vista, Morrison of Keokuk, Nolan, Potter, Power, Smith, Sullivan, Voelker, Weaver, Wells, Wheeler—21.

So the bill passed and the title was agreed to.

On motion of Mr. Hauger, House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa, with report of committee recommending its passage, was taken up, considered and the report of the committee adopted.

Mr. Hauger moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McAchran, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Cornwall, Davis, Hendershot, Hunt, Lambert, Lavender, Loomis, McArthur, McClelland, McDonald, Miller of Buena Vista, Nolan, Potter, Power, Smith, Sullivan, Temple, Voelker, Weaver, Wells, Wheeler—22.

So the bill passed and the title was agreed.

On motion of Mr. Hinman, House file No. 58, a bill for an act to authorize the townships of any county in the State of

Iowa to build public halls for elections and public meetings, with report of committee recommending amendments and when so amended that the same do pass, was taken up, considered and the report of the committee adopted.

Mr. Haugen offered the following amendment:

Strike out of section 1, figure "2," in line 1 and insert "3" in lieu thereof. Also in section 2, strike out figure "2" in line 2 and insert figure "3."

Adopted.

Mr. Hinman moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Byington, Chapman, Classen, Cook, Crow, Doubleday, Dowell, Frazee, Frink, Funk, Good, Grisworld, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Loomis, Lowry, McCachran, McDowell, McNulty, McQuin, Manahan, Marti, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—68.

The nays were:

Messrs. Brinton, Clark, Edwards, Evans, Garner, Lauder, Martin, Nietert, St. John—9.

Absent or not voting:

Messrs. Brady, Cornwall, Davis, Early, Finch, Hendershot, Hunt, Lavender, McArthur, McClelland, McDonald, Mayne, Miller of Buena Vista, Nolan, Potter, Power, Smith, Sullivan, Temple, Voelker, Weaver, Wells, Wheeler—23.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate desires to recall Senate file No. 30, in which the concurrence of the House was asked, for the purpose of correction.

W. E. BULLARD,  
Secretary.

So ordered.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution in which the concurrence of the House is asked, relative to Joint Convention for the purpose of electing trustees, officers, etc., of the state institutions.

W. E. BULLARD,  
Secretary.

CONCURRENT RESOLUTION.

*Resolved, by the Senate, the House concurring,* That a joint committee be held in the Hall of the House on Thursday, February 13, 1896, at 8 P. M., for the purpose of electing trustees, regents, officers and commissioners of the various state institutions; also State Printer, State Binder and wardens of the penitentiaries at Ft. Madison and Anamosa.

Message from the Senate relative to Joint Convention was called up and the House concurred on motion of Mr. Brinton.

Messrs. Tibbitts, Marti, McAchran and Baker were excused till Tuesday.

Messrs. Merrell and Classen were excused till Wednesday.

It was requested that the Journal show that Mr. Cornwall was excused Thursday, Friday and Saturday.

Mr. Gurley moved to adjourn till 9 A. M. Monday.

Mr. Martin moved to amend by making it 11 A. M.

Lost.

Motion of Mr. Gurley carried.

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Monday, February 10, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer by Rev. Timothy Reeves, pastor St. Paul A. M. E. church, Des Moines, Iowa,

A roll call was ordered to ascertain if there be present a quorum, which resulted as follows:

Those present were:

Messrs. Allen, Bell, Bowen, Byington, Chapman, Clark, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lowry, McDowell, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—60.

Those absent were:

Messrs. Bailey, Baker, Bird, Brady, Brighton, Brinton, Classen, Cook, Cornwall, Davis, Haugen, Hazen, Hunt, Jackson, Jay, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, McNulty, Marti, Merrill, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nolan, Power, Reed, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson, Wood—40.

The Speaker declared a quorum present and the House proceeded to the order of business,

Mr. Brighton was excused till Wednesday, and Mr. Cornwall was granted indefinite leave of absence on account of sickness.

#### PETITIONS AND MEMORIALS.

Messrs. Grote and Byington presented petitions of citizens of their respective counties, relative to raising the age of consent.

Referred to Committee on Judiciary.

Messrs. Crow, Finch, Johnson of Webster and Hauger presented petitions of citizens of their respective counties asking the passage of Senate file No. 1 and House file No. 81.

Referred to Committee on Insurance.

Mr. Hendershot presented a petition of citizens of Marion county asking for the removal of the dam in the Des Moines river at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Ray presented petition of citizens of Poweshiek county asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Ray presented remonstrance of citizens of Poweshiek county against a manufacturers bill.

Referred to Committee on Suppression of Intemperance.

Messrs. Crow and Byington presented petitions of citizens of their respective counties asking for the passage of a law to regulate the business of plumbing.

Referred to Committee on Public Health.

Mr. Evans presented resolution of Robert Jackson Post No. 192, G. A. R., at Corydon, Iowa, relative to the soldiers' monument.

Referred to Committee on Military.

Mr. Speaker presented petition of citizens of Shelby county, asking that express companies be put under the supervision of the railroad commissioners.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Gurley presented resolution of Leon Post No. 251, G. A. R., at Leon, Iowa, relative to the soldiers' and sailors' monument.

Referred to Committee on Military.

The following communication upon the Speaker's desk was read:

PETITIONARY LETTER.

*To the Honorable House of Representatives and the Senate of the State of Iowa:*

We, the undersigned citizens of the United States of America, would most respectfully represent to your honorable body that the "Grand Army of the Blue and the Gray of America" has been organized and was incorporated on the 4th day of January, 1896, at the city of Eureka Springs, in the State of Arkansas. The incorporators are equally divided—ex-soldiers of the Union army and ex-soldiers of the Confederate army. Its aims and purposes are to build a monument that will witness the fraternal feeling and the bond of union now between all our people.

The monument to be built will be a home—a home for soldiers and sailors of the late war, of those who wore the blue and those who wore the gray, the soldiers and sailors, their wives, or widows—a home not less than five stories high, and large enough to accommodate not less than 1,000 guests, and in said building there is to be a room for each state or territory in the Union in which they can place on exhibit the fine arts, articles of manufacture and other products of such state or territory.

For particulars and fuller description the constitution and by-laws of said organization are hereto attached and made a part hereof. We earnestly pray that your body make an appropriation of such an amount as you may see proper, to aid us in the construction of said building—a home for the “boys,” and a room for each state or territory in which to place on perpetual exhibit the products of our common country, and as in duty bound will ever pray.

Signed:

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Referred to Committee on Military.

Mr. Potter presented petition of judges of the district court with reference to terms of clerks of courts and asking that House file No. 148 be made a law.

Referred to Committee on Judiciary.

Messrs. Watters, Lambert, Nietert and Prentis presented reports of various G. A. R. Posts, relative to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Davis presented petition of citizens of Cass county concerning the regulation and control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Morrison of Keokuk presented petition of the auditor of Keokuk county, relating to consolidation of school funds.

Referred to Committee on School and Text Books.

#### REPORTS OF COMMITTEES.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 76, a bill for an act to punish any person for inflicting disease upon anyone else by inoculation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.



Also:

MR. SPEAKER—Your committee on Public Health, to whom was referred House file No. 156, a bill for an act to amend section 5 of chapter 151, of the acts of the Eighteenth General Assembly of the State of Iowa, relating to the compensation of physicians and midwives for certain official duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 145, a bill for an act to repeal chapter 50, acts of the Twenty-fourth General Assembly and to provide a substitute therefor, and to enlarge the duties and powers of the state dairy commissioner and provide an appropriation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 128, a bill for an act to provide for the drainage of wet land and public roads and highways where the public health, convenience and welfare make it of public benefit, and amendatory of section 1207 of the Code of 1873 and the following amendments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 118, a bill for an act to amend section 4335 of McClain's Code, relating to redemption from sheriff's sale, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out of the enacting clause the following: "4335 of McClain's," and inserting in lieu thereof "3106." Also by striking out of section 1 the following: "4335 of McClain's," and inserting in lieu

thereof "3106." Also by striking out the word "ten" and inserting the word "eight" in lieu thereof. And that when so amended the same do pass.

P. FINCH,  
*Chairman pro tem.*

Orderd passed on file.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 135, a bill for an act to amend sections 2881 and 2882, chapter 9, title xii of McClain's Code of Iowa, in relation to teachers' certificates, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Bailey, from the Committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your Committee on Judicial Districts, to whom was referred House file No. 92, a bill for an act to amend section 3 of chapter 134 of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district and to provide a second judge for the Seventeenth judicial district, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. F. BAILEY,  
*Chairman.*

Ordered passed on file.

Mr. Smith called up his resolution, which was laid over, relative to soldiers' and sailor's monument, and asked that it be referred to Committee on Military.

Granted.

The House here took up

#### SENATE MESSAGES.

Senate file No. 103, a bill for an act to revise, amend and codify the statutes in relation to certain police regulations of the state.

Read first and second time and referred to Committee on Elections.

Senate file No. 3, a bill for an act to amend section 1726 of Code of 1873, allowing boards of directors to establish kindergarten schools.

Read first and second time and referred to Committee on School and Text Books.

Senate file No. 106, a bill for an act regulating the forfeiture of contracts for sale of real estate.

Read first and second time and referred to Committee on Judiciary.

Senate file No. 199, a bill for an act appropriating money to defray the expenses of the Inaugural ceremonies.

Read first and second time and referred to Committee on Appropriations.

Senate file No. 76, a bill for an act to legalize the ordinances passed by the incorporated town of Glidden, Carroll county, Iowa.

Read first and second time and referred to Committee on Judiciary.

#### INTRODUCTION OF BILLS.

By Mr. Bird (by request) House file No. 262, a bill for an act to amend chapter 51 of the acts of the Twenty-fourth General Assembly.

Read first and second time and referred to Committee on Industrial Schools.

By Mr. Funk, House file No. 263, a bill for an act to amend section 4 of chapter 200 of the acts of the Twentieth General Assembly, relative to highways.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. McNulty (by request), House file No. 264, a bill for an act to repeal chapter 50, acts of the Twenty-fourth General Assembly and to provide a substitute therefor, and to enlarge the duties and powers of the state dairy commission and provide an appropriation therefor.

Read first and second time and referred to Committee on Public Health.

By Mr. Mayne, House file No. 265, a bill for an act to provide a substitute for chapter 6 of title ix of the Code of 1873, for establishing and governing mutual building and loan associations.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Mayne, House file No. 266, a bill for an act to govern foreign building and loan associations.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Van Houten, House file No. 267, a bill for an act to prevent the manufacture and sale of adulterated food and drugs.

Read first and second time and referred to Committee on Public Health.

By Mr. Finch, House file No. 268, a bill for an act changing the compensation of supreme court reporter and to facilitate the work of his office.

Read first and second time and referred to Committee on Judiciary.

By Mr. Finch, House file No. 269, a bill for an act to aid in bringing about the speedy publication of the proceedings of the supreme court of Iowa.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Edwards, House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town not in contravention of the laws of the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Edwards moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lowry, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—65.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bird, Brady, Brighton, Brinton, Classen, Cornwall, Haugen, Hazen, Hunt, Jackson, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nolan, Power, Reed, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson, Wood—35.

So the bill passed and the title was agreed to.

On motion of Mr. Frazee, House file No. 51, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Iona in Chickasaw county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Frazee moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lowry, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bird, Brady, Brighton, Brinton, Classen, Cornwall, Dowell, Haugen, Hazen, Hunt, Jackson, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nolan, Power, Reed, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson, Wood—36.

So the bill passed and the title was agreed to.

On motion of Mr. Hinman, House file No. 57, a bill for an act to legalize the proceedings of the board of supervisors of Wright county, in locating and constructing a drain through the incorporated town of Clarion in said county, and in making

apportionments of the costs, expenses, costs of construction, fees and compensation for property appropriated and damage sustained by the construction of the drain and in assessing the same among the owners of the land benefited thereby, and in levying the same as a tax against the lands of the owners so benefited, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hinman moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Chapman, Clark, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lowry, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Miller of Cherokee, Miller of Warren, Mullin, Parker, Perrott, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—60.

The nays were:

Messrs. Byington and Lambert—2.

Those absent or not voting were:

Messrs. Baker, Brady, Brighton, Brinton, Classen, Cornwall, Dowell, Haugen, Hazen, Hunt, Jackson, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, Marti, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Porter, Power, Reed, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson, Wood—38.

So the bill passed and the title was agreed to.

On motion of Mr. Chapman, House file No. 90, a bill for an act to amend section 3814 of the Code, as amended by the Sixteenth General Assembly, relating to witness fees, with report of committee recommending passage, was taken up, considered and the report of the committee adopted

Mr. Chapman moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bird, Bowen, Byington, Chapman, Clark, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Grote, Gurley, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lowry, McDowell, McNulty, Manahan, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Parker, Perrott, Potter, Putnam, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Whittier, Williams, Mr. Speaker—51.

The nays were:

Messrs. Allen, Brinton, Cook, Garner, Griswold, Haugen, Hauger, McQuin, Martin, Porter, Prentis, Ray, Wells, Whelan—14.

Absent or not voting:

Messrs. Baker, Brady, Brighton, Classen, Cornwall, Dowell, Early, Hazen, Hunt, Jackson, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McClelland, McDonald, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Power, Reed, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson, Wood—35.

So the bill passed and the title was agreed to.

On motion of Mr. Merriam, House file No. 109, a bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Merriam moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brinton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lowry, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith, Thompson, Tibbitts, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—63.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brady, Brighton, Classen, Cornwall, Early, Hazen, Hinman, Hunt, Jackson, Ladd, Lambert, Lauder, Lavender, Loomis, McCachran, McArthur, McClelland, McDonald, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nolan, Power, Reed, Spaulding, St. John, Sullivan, Temple, Van Houten, Voelker, Weaver, Wheeler, Wilson, Wood—37.

So the bill passed and the title was agreed to.

House file No. 133, a bill for an act to repeal section 3508 of chapter 1, title xxi of the Code of 1873, relating to the jurisdiction of a justice of the peace, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House file No. 93, by Crow, a bill for an act to prevent and punish fraud in the manufacture and sale of buckwheat flour and sugar tree molasses, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Hauger, House file No. 101, a bill for an act to legalize the incorporation and the acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hauger moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bell, Bird, Bowen, Brinton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McDowell, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—65.



The nays were:

None.

Absent or not voting:

Messrs. Bailey, Baker, Brady, Brighton, Classen, Cornwall, Early, Hazen, Hunt, Jackson, Ladd, Lavender, Loomis, McCachran, McArthur, McClelland, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nolan, Power, Spaulding, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wood—35.

So the bill passed and the title was agreed to.

On motion of Mr. Perrott, House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Perrott moved that the rule be suspended, and the bill be considered engrossed and read a third time now which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brinton, Byington, Clark, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McCachran, McDowell, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brady, Brighton, Chapman, Classen, Cook, Cornwall, Hazen, Hunt, Jackson, Ladd, Lavender, Loomis, McArthur, McClelland, McDonald, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Nolan, Potter, Power, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler, Wood—31.

So the bill passed and the title was agreed to.

Mr. Morrison of Keokuk offered the following joint resolution No. 8:

*Resolved, by the Twenty-sixth General Assembly of Iowa, That the Twenty-sixth General Assembly, to whom the Governor has referred the application of A. F. Hackett for pardon, advise the Governor to grant such pardon.*

Referred to Committee on Pardons.

On motion of Mr. Gurley, House file No. 55, a bill for an act to appropriate money to procure for the Governor's rooms in the Capitol, portraits of ex-Governor John H. Gear, ex-Governor Buren R. Sherman, ex-Governor William Larrabee, ex-Governor Horace Boies and ex-Governor Frank D. Jackson, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Gurley moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McDowell, McNulty, McQuin, Manahan, Martin, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Thompson, Van Houten, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—64.

The nays were:

Messrs. Clark, Garner, Johnson of Webster, McCachran, Parker, Porter, Scott, Spaulding, Tibbitts, Watters, Wilson—11.

Absent or not voting:

Messrs. Baker, Brighton, Classen, Cornwall, Hazen, Hunt, Jackson, Ladd, Lavender, Loomis, McArthur, McClelland, McDonald, Marti, Mayne, Miller of Buena Vista, Morrison of Grundy, Nolan, Power, St. John, Sullivan, Temple, Voelker, Weaver, Wheeler—25.

So the bill passed and the title was agreed to.

Mr. Garner offered the following explanation of his vote:

MR. SPEAKER—This bill appropriates \$4,000 for a purpose that can be deferred without injustice to any one, and I am opposed to voting for any increase of taxes at this time unless the same be necessary, therefore I vote "no."

J. A. GARNER.

Mr. Watters offered the following explanation of his vote:

MR. SPEAKER—I desire to explain my vote on House file No. 55: As other portraits in the Governor's room are in bust form, I vote "no."

H. B. WATTERS.

Journals of February 7th and 8th corrected and approved.

Mr. Loomis was excused until to-morrow.

Mr. Manahan was excused until Wednesday.

On motion of Mr. Wilson the house adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, February 11, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. C. H. Flesher, pastor M. E. church at Valley Junction, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Potter, Watters, Miller of Warren, Power and Parker presented petitions of citizens of their respective counties asking the passage of House file No. 81.

Referred to Committee on Insurance.

Mr. Van Houten presented petition of citizens of Taylor county asking equal political rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Huntley presented resolution of Iseminger Post No. 18, G. A. R., relative to soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Wells presented petition of citizens of Iowa for the enactment of laws for the regulation and control of the business of express companies in the State of Iowa.

Referred to Committee on Railroads and Commerce.

Mr. Voelker presented petition of determining the age of consent.

Referred to Committee on Judiciary.

Mr. Sullivan presented petition of citizens of Clayton county, asking for kindergarten schools.

Referred to Committee on School and Text Books.

Messrs. Ray, Sullivan, McDowell, Morrison of Grundy, Evans, Prentis and Frazee presented communications of various G. A. R. posts, relative to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Speaker presented petition of citizens of Shelby county, asking the passage of Senate file No. 11, the anti-cigarette bill.

Referred to Committee on Public Health.

Mr. Miller of Warren (by request) presented resolutions of Farmers' Mutual Insurance company of Polk county, relative to Insurance.

Referred to Committee on Insurance.

Mr. Brady (by request) presented memorial of A. J. McCrary, relative to land grants to railroads.

Referred to committee on Railroads and Commerce.

Mr. Bell offered the following motion to reconsider:

MR. SPEAKER—I move that the vote on the passage of House file No. 55 of yesterday be reconsidered.

W. B. BELL.

I second the motion.

P. A. SMITH.

The following communication was offered by Mr. Miller of Cherokee.

WHEREAS, The members of the House of Representatives of the State of Iowa accorded to the pupils of the Storm Lake public schools an unprecedented favor by convening in special session for the express benefit and pleasure of said pupils; and

WHEREAS, The members of the House of Representatives honored the Storm Lake public schools in an especial and unusual manner by publicly receiving and extending to them a formal and hearty welcome through addresses delivered by Hon. H. W. Byers, Speaker of the House of Representatives, and by Representative Crow; and

WHEREAS, Through the instrumentality of the members of the House of Representatives the Storm Lake pupils were tendered a special reception by the Governor of Iowa and the presiding officers of both Houses of the General Assembly; be it

*Resolved*, That the Storm Lake public schools, in acknowledgment of the gracious action of the House, avow their sense of the high honor conferred upon them, and express their sincere gratitude for the royal treatment which they received at the hands of the House of Representatives of the State of Iowa; and be it

*Resolved*, That a copy of these resolutions be sent to our Representative, the Hon. D. C. Miller, with the request that he convey these expressions of thanks to the honorable body of which he is a member.

Passed by a unanimous vote of the Storm Lake public schools, February 7, 1896.

A. V. STORM,  
*Superintendent City Schools.*

#### REPORTS OF COMMITTEES.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 191, a bill for an act to authorize the executive council to sell and convey a part of the lands purchased by the state for the use of the Iowa State Agricultural society in Polk county, Iowa, under the

provision of chapter 199 of the Twentieth General Assembly, and to purchase other lands for use of said society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the State Dairy association, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment:

That there be "ten" copies distributed to the farmers' institutes instead of "two."

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. St. John asked more time to report on House files Nos 99 and 196, which was granted.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 28, a bill for an act appropriating money to pay A. S. West for three days' service as Mail Carrier after the adjournment of the Twenty-fifth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate files No. 6, No. 44, No. 4 and No. 112.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate Joint Resolutions No. 5, No. 3 and No. 1.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

## REPORTS OF COMMITTEES.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House file No. 95, a bill for an act to amend paragraph 4, section 796 of the Code of 1873, for the levying of a tax for county bridges, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 229, a bill for an act to amend sections 289 and 290 of the Code of 1873 as amended by chapters 55 and 56 of the laws of the Twenty-fifth General Assembly, relating to the bonding of county indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the word "twentyeth" in the last lines of sections 1 and 2, and inserting in lieu thereof the word "tenth," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 178, a bill for an act to prevent the evasion of assessment for taxation by owners of notes, bills, mortgages and other evidences of indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Ways and Means.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 148, a bill for an act to amend section 589 of the Code in reference to the election of clerks of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Elections.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 76, a bill for an act to legalize the ordinances passed by the incorporated town of Glidden, Carroll county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House file No. 15, a bill for an act to amend section 906, chapter 2, title 6, of the Code of Iowa, as amended by chapter 62 of the acts of the Fifteenth General Assembly, relating to the tax and license of peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 270, a bill for an act to amend section 801 of the Code of 1873, relating to the assessment of taxes.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Byington, House file No. 271, a bill for an act appropriating money for the State Horticultural society.

Read first and second time and referred to Committee on Appropriations.

By Mr. Davis, House file No. 272, a bill for an act to authorize the purchase and use of the Gillespie voting machine and matters relating thereto.

Read first and second time and referred to Committee on Elections.

By Mr. Dowell, House file No. 273, a bill for an act making an appropriation for the State Industrial School, girls' department, at Mitchellville, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Funk, House file No. 274, a bill for an act to provide for holding terms of district court at Correctionville, in the



county of Woodbury, in the Fourth judicial district of the State of Iowa, defining the territorial jurisdiction of said court and restricting that of the corresponding court to be held at Sioux City, in said county of Woodbury.

Read first and second time and referred to Committee on Judicial Districts.

By Mr. Mayne, House file No. 275, a bill for an act to amend section 3061 of the Code of 1873, in relation to stay of execution.

Read first and second time and referred to Committee on Judiciary.

By Mr. Morrison of Keokuk, House file No. 276, a bill for an act to amend chapter 185 of the acts of the Twentieth General Assembly, regulating the sale of products of petroleum.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Parker, House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state.

Read first and second time and referred to Committee on Claims.

By Mr. Parker, House file No. 278, a bill for an act to repeal chapter 39 of the acts of the Fifteenth General Assembly, as amended by chapter 68 of the acts of the Seventeenth General Assembly, and to enact a substitute for the same.

Read first and second time and referred to Committee on County and Township Organization.

By Mr. Voelker, House file No. 279, a bill for an act to compel street railway companies to protect certain of their employes from the inclemency of the weather.

Read first and second time and referred to Committee on Labor.

By Mr. Whittier (by request), House file No. 280, a bill for an act to amend section 4200 of the Code, relating to attachment and garnishment.

Read first and second time and referred to Committee on Judiciary.

Mr. McArthur, in accordance with a resolution passed some time since in regard to extra committee clerks, asked that the Committee on Public Library be allowed a clerk.

On motion of Mr. Allen, House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General

Assembly, relating to the boards of health, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Allen moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Chapman, Clark, Cook, Crow, Doubleday, Dowell, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—82.

The nays were:

Messrs. Davis and Tibbitts—2.

Absent or not voting:

Messrs. Baker, Brighton, Byington, Classen, Cornwall, Early, Finch, Jackson, Lauder, Loomis, McClelland, Manahan, Marti, Merrell, Weaver, Wheeler—16.

So the bill passed and the title was agreed to.

The Speaker signed in the presence of the House Senate files Nos. 44, 6, 4, 112, Senate Joint Resolution No. 5, Senate Joint Resolution No. 1, Senate Joint Resolution No. 3.

House file No. 98, a bill for an act to amend sections 509 and 510 of the Code of 1873, relating to changing the class of towns and cities, which was set for a special hearing at 10 A. M. to-day, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Funk moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell,

Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, [Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brighton, Byington, Classen, Cornwall, Early, Finch, Jackson, Loomis, McClelland, Manahan, Marti, Merrell, Spaulding, Weaver, Whelan—16.

So the bill passed and the title was agreed to.

On motion of Mr. Doubleday, House file No. 44, a bill for an act to define additional duties for assessor and city, township, county and state equalization boards, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Doubleday moved that the report of the committee be rejected and the rule be suspended, and the bill be considered engrossed and read a third time now, which motion was lost.

On motion of Mr. Funk, the report of the committee was adopted.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 236, a bill for an act to prohibit the sale and the use of impure oil in coal mines and providing penalties for the violation thereof.

Also:

Senate file No. 37, a bill for an act to amend section 2178 of the Code in relation to the sale of property by carriers and others for charges.

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 237, a bill for an act providing for the better protection of the ownership of logs and lumber lying or being in any water of this state or bordering on this state, and providing penalties for the violation thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution in which the concurrence of the House is asked, relative to the introduction of bills.

CONCURRENT RESOLUTION.

*Resolved, by the Senate, the House concurring,* That no new bills be introduced in this General Assembly after February 20th, except legalizing acts, appropriation bills and such bills as are permitted to be introduced by a majority vote of that branch of the General Assembly in which the bill is offered for introduction.

Amended by changing February 20th to February 29th.

W. E. BULLARD,  
*Secretary.*

On request of Mr. Brinton, House file No. 23, a bill for an act to revise, amend and codify the statutes in relation to justices of the peace, was made a special order for Thursday at 10 A. M.

On request of Mr. Temple, House file No. 2, a bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the state and legislative departments, was made a special order for Friday at 10 A. M.

On motion of Mr. Reed, House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Lavender moved that the bill be recommitted to Committee on School and Text Books, with instructions to report it back in the form of a bill recommending the loan of books to pupils.

Mr. Garner moved to amend by instructing the committee to report back the bill in form of chapter 15, page 582 of Code Revision Commission report, with such alterations as will give board of directors power to loan books.

Mr. Dowell moved that as ex-Governor Saunders was governor of Nebraska, and at one time State Senator in Iowa, is present, the House take a recess of ten minutes to congratulate the honored visitor.

Carried.

Ex Governor Saunders then made a few appropriate remarks, after which the Speaker called the House to order.

The amendment of Mr. Garner was then put and lost.

The motion of Mr. Lavender prevailed, and House file No. 74 was recommitted.

On motion of Mr. Sullivan, House file No. 81, a bill for an act to pay the widow of Hon. L. O. Hatch, late district judge of the Thirteenth judicial district of Iowa, deceased, the salary for the unexpired term of said judge as such judge, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Sullivan moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On motion of Mr. Whelan, House file No. 118, a bill for an act to amend section 3106 of the Code, relating to redemption from sheriff's sale, with report of committee recommending amendments, and when so amended, that it do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Whelan moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Frazee, Garner, Grote, Hauger, Hazen, Hendershot, Hinkouse, Hinman, Hunt, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McDowell, McNulty, McQuin, Merriam, Miller of Buena Vista, Nietert, Nolan, Parker, Power, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Whelan, Whittier, Wilson, Wood, Mr. Speaker—55.

The nays were:

Messrs. Bell, Clark, Evans, Finch, Frink, Good, Griswold, Haugen, Huntley, McArthur, McDonald, Martin, Mayne, Miller of Warren, Morrison of Grundy, Morrison of Keokuk,

Mullin, Perrott, Prentis, Putnam, Ray, Van Houten, Watters, Williams—24.

Absent or not voting:

Messrs. Baker, Brighton, Classen, Cornwall, Early, Funk, Gurley, Jackson, Johnson of Webster, Loomis, McClelland, Manahan, Marti, Merrell, Miller of Cherokee, Porter, Potter, Reed, Weaver, Wells, Wheeler—21.

The bill not having received a two-thirds vote was declared lost.

On request of Mr. Martin, House file No. 107, a bill for an act to legalize conveyances of real estate made in compliance with the laws and usage of other states, territories and countries was recommitted.

House file No. 76, a bill for an act to punish any person for inflicting disease upon any one by inoculation, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House file No. 156, a bill for an act to amend section 5 of chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa, relating to compensation of physicians and midwives for certain official duties, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House file No. 145, a bill for an act to repeal chapter 50 of the Twenty-fourth General Assembly and provide a substitute therefor, and to enlarge the duties and powers of the state dairy commissioner, and to provide an appropriation therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 12, a bill for an act to provide for the drainage of wet land and public roads and highways, where the public health convenience or welfare make it a public benefit, and amendatory to section 1207 of the Code of 1873 and following amendments, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Mr. Whelan, House file No. 118, a bill for an act to amend section 3106 of the Code, relating to redemption from sheriff's sale, with report of committee recommending amendments and when so amended that it do pass, was taken up, considered, and the amendment of the committee adopted.

Mr. Whelan moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Cook, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hender-shot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lowry, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Brighton, Classen, Cook, Crow, Davis, Jackson, Lavender, Loomis, McAchran, McArthur, McClelland, Manahan, Marti, Merrell, Miller of Cherokee, Weaver, Wheeler—17.

So the bill passed and the title was agreed to.

On motion of Mr. Hauger, House file No. 135, a bill for an act to amend sections 2881 and 2882, chapter 9, title xxii of McClain's Code of Iowa, in relation to teachers' certificates, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Weaver was granted leave of absence till to-morrow.

On motion of Mr. Lauder, the House adjourned till 9 A. M. to morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, Wednesday, February 12, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

Prayer was offered by Rev. Levi Jarvis, of the M. E. church of Redding, Iowa.

The Journal of Monday, February 10th, was corrected and approved.

Mr. Martin was called to the Chair.

PETITIONS AND MEMORIALS.

Mr. Van Houten presented petition of citizens of Taylor county regarding woman suffrage.

Referred to Committee on Woman Suffrage.

Mr. Crow presented petition asking that the Bonaparte dam be removed.

Referred to Committee on Fish and Game.

Mr. Whelan presented petition of citizens of Emmet county regarding insurance companies.

Referred to Committee on Insurance.

Messrs. Good, Loomis, Parker, Early, Wheeler, Grote, McQuin, Miller of Beuna Vista, Tibbitts, Hauger, Smith, Sullivan. Crow and Watters presented petitions of citizens of their respective counties, relative to the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Ladd presented resolution of Robert Olmstead Post, G. A. R., of New Hartford, Iowa, relative to soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Jackson presented resolution of W. C. T. U. of Tama, Iowa, asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Potter presented petition of citizens of Pottawattamie county, asking for a law regulating the business of plumbing.

Referred to Committee on Public Health.



Mr. McDonald presented petition of citizens of Guthrie county, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Messrs. Nietert, Bell, Jackson, Loomis, Wood, Putnam, Klemme, Ladd, Finch, Frink, Morrison of Grundy, McAchran, Brady and Davis presented communications of various G. A. R. posts, concerning questions asked them about the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Jackson, presented petition of citizens of Tama county on the regulation and control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Hunt presented remonstrance of citizens of Burlington against any legislation detrimental to mutual insurance companies.

Referred to Committee on Insurance.

Speaker Byers resumed the Chair.

Mr. Merrell presented memorial of Wm. Lake relative to changing the rate of assessment of property.

Referred to Committee on Ways and Means.

Mr. Reed offered the following resolution and moved its adoption:

*Resolved*, That the Pioneer Law Makers' association of Iowa, now in session in this city, be invited to visit the House of Representatives to-morrow, and that the Speaker appoint a committee of three to communicate this invitation and make arrangements for the reception of this association.

Adopted.

#### REPORTS OF COMMITTEES.

Mr. Finch offered the following report:

MR. SPEAKER—Your Committee on Code Revision, Division 3, beg to report that chapter 10, title 12 (bill 13), has been transferred to Committee on Mines and Mining.

PARLEY FINCH,  
*Chairman.*

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent action of the councils of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 253, a bill for an act to amend section 454 of the Code of Iowa, relating to the powers of cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 226, a bill for an act to amend section 1, chapter 171, of the acts of the Twenty-first General Assembly, providing for the levy of tax for fire purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 46, a bill for an act granting additional powers to cities of the second class and incorporated towns, relating to the construction of sewers or tile drains, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 260, a bill for an act to amend section 475 of the Code of 1873 and to enable cities of the first-class to buy or construct water works, and to provide for the management thereof and giving them additional powers in respect thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 137, a bill for an act relative to better governing of plumbing and plumbers in all cities and towns having water supply and

sewage, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 39, a bill for an act to relieve the Asylum for Destitute and Orphan Children at Andrews, Iowa, from its indebtedness to the state.

G. S. GILBERTSON,  
*For the Senate.*  
W. E. HAUGER,  
*For the House.*

Ordered passed on file.

REPORTS OF COMMITTEES.

Mr. McDonald, from the Committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House file No. 42, a bill for an act to amend section 5415 of McLain's Code, relating to infectious disease, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. McDONALD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House file No. 105, a bill for an act to protect sheep and horse raising, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. McDONALD,  
*Chairman.*

Ordered passed on file.

Mr. Johnston of Franklin, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 190, a bill for an act to amend chapter 33, acts of the Twenty-fourth General Assembly, in relation to voting, beg leave to report

that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 151, a bill for an act to amend section 1045 of chapter 2 of McClain's Code of Iowa, relating to registration of voters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that on account of other bills of like character the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 177, a bill for an act to amend section 1, chapter 33 of the acts of the Twenty-fourth General Assembly, relating to the manner of holding elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 83, a bill for an act to amend section 12, chapter 48 of the acts of the Twenty-second General Assembly of the State of Iowa, relating to the regulation of voters, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with amendments as follows:

By inserting in the title of said bill after the word "amend" the words "section 3 of chapter 161 of the acts of the Twenty-first General Assembly."

By inserting after the word "that" in the first line of section 1 of said bill "section 3 of chapter 161 of the acts of the Twenty-first General Assembly as amended by."

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred Senate file No. 103, a bill for an act to revise, amend and codify the statutes in relation to certain police regulations of the state, beg leave to

report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same be referred to Code Revision Committee No. 3.

C. F. JOHNSTON,  
*Chairman.*

So ordered.

Mr. Temple, from the first division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, first division, to whom was referred House file No. 3, a bill for an act to revise, amend and codify the statutes in relation to the executive department, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the following amendments be made, to-wit:

That section two (2) of chapter 1 be amended by inserting the word "official" after the words "of each" in the second line thereof.

That section 3 of chapter 1 be amended by transposing the words "shall be audited" in the fifth line thereof and inserting the same after the word "earned" in the sixth line thereof.

That section 18 of chapter 2 be amended by striking out the words "of Iowa" in the second line thereof and inserting the word "state" preceding the word "university" in the same line.

That section 13 of chapter 3 be amended by adding to said section at the end thereof the following words, "Banks and Building and Loan associations."

That section 15 of chapter 5 in paragraph "C" thereof be amended by striking out the word "undisturbed" and inserting the word "undistributed."

That section 21 of chapter 5 be amended by striking out the word "hundred" in the second line thereof and inserting the word "thousand" instead.

That chapter 7 be amended by adding to section 1 thereof after the word "council" the words "but the deputy of any such officer shall not be a member of such executive council" and that when so amended that said House file No. 3 do pass.

M. L. TEMPLE,  
*Chairman.*

Ordered passed on file.

Mr. Temple asked that the report of the First Division on House file No. 3 be printed for distribution.

Granted.

Mr. Davis, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 243, a bill for an act to amend section 2360 of McClain's Code, relating to the sale of liquors by pharmacists, beg leave to report

that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 254, a bill for an act to amend section 10 of chapter 75 of the acts of the Eighteenth General Assembly, as amended by chapter 137 of the Nineteenth General Assembly and chapter 83 of the Twenty-first General Assembly, relative to itinerant vendors of drugs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Also.

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 85, a bill for an act to regulate the practice of dentistry in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Mr. McArthur, from the Committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred House file No. 231, a bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that the same do pass.

W. C. MCARTHUR,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred House file No. 232, a bill for an act to amend section 2, chapter 99 of the acts of the Twenty-fifth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

W. C. MCARTHUR,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred House file No. 186, a bill for an act to extend the privileges of free public libraries to towns, villages and townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. C. McARTHUR,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER.—Your Committee on Municipal Corporations, to whom was referred House file No. 37, a bill for an act to authorize cities to acquire real estate within and without their territorial limits for the purpose of outlets for sewers, and pay for the same out of the general fund of the city or out of the sewer fund of the sewer district of which the same is the outlet, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments: After the word "cities" in the first line of the title thereof add the words "of the second class." Amend section one by adding after the word "cities" in the first line the words "of the second class."

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Baker, House file No. 281, a bill for an act to exempt crematories from taxation.

Read first and second time and referred to Committee on Judiciary.

By Mr. Cook, House file No. 282, a bill for an act to provide uniform text books for the public schools of Iowa and free text books at the option of local boards.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Dowell, House file No. 283, a bill for an act to amend section 1132 of the Code of Iowa, in relation to insurance.

Read first and second time and referred to Committee on Insurance.

By Mr. Early, House file No. 284, a bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this state by insurance companies, associations, partnerships and individuals without their having complied with the insurance laws of the state.

Read first and second time and referred to Committee on Insurance.

By Mr. Early, House file No. 285, a bill for an act to prevent the placing of insurance in Iowa by agents outside of the state and providing penalties therefor.

Read first and second time and referred to Committee on Insurance.

By Mr. Frazee, House file No. 286, a bill for an act to empower judges of the district courts to have additional jurors to sit in the issue of criminal causes.

Read first and second time and referred to Committee on Judiciary.

By Mr. Frink, House file No. 287, a bill for an act making an appropriation for the Hospital for the Insane at Clarinda.

Read first and second time and referred to Committee on Appropriations.

By Mr. Lambert (by request), House file No. 288, a bill for an act to amend section 3, chapter 105, acts of the Twenty-second General Assembly, by providing for the compensation of the members of the soldiers' relief commission.

Read first and second time and referred to Committee on Corporation and Township Organization.

By Mr. McArthur, House file No. 289, a bill for an act to amend section 1074 of the Code, relating to forfeiture of corporate franchise.

Read first and second time and referred to Committee on Judiciary.

By Mr. McArthur, House file No. 290, a bill for an act to authorize the assessment levy and collection of taxes for park purposes.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. McArthur, House file No. 291, a bill for an act to repeal sections 420 of the Code of 1873 and enacting in lieu thereof a substitute governing the expense of local boards of health and the tax therefor.

Read first and second time and referred to Committee on Public Health.

By Mr. McNulty, House file No. 292, a bill for an act to legalize certain ordinances passed by the town of Salix, Woodbury county, Iowa.

Read first and second time and referred to Committee on Judiciary.



By Mr. Marti, House file No. 293, a bill for an act to provide for incinerating the remains of persons who die of contagious or infectious diseases.

Read first and second time and referred to Committee on Public Health.

By Mr. Merriam, House file No. 294, a bill for an act providing a substitute for chapter 6 of title ix of the Code of 1873 for establishing and governing mutual loan and building associations.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Nietert, House file No. 295, a bill for an act repealing section 2, chapter 7 of the laws of the Twenty-fifth General Assembly, relating to paving, curbing and sewerage in cities under special charters and all cities having a population of five thousand or more, and enacting a substitute therefor.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Perrott (by request), House file No. 296, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, to prevent the spread of contagious diseases, to regulate the practice of embalming.

Read first and second time and referred to Committee on Public Health.

By Mr. Spaulding, House file No. 297, a bill for an act to protect laborers in their right to work.

Read first and second time and referred to Committee on Agriculture.

By Mr. Wells, House file No. 298, a bill for an act to declare express companies doing business in the state common carriers, and providing for their regulation and control by the railroad commissioners.

Read first and second time and referred to Committee on Telegraph, Telephone and Express.

By Mr. Wilson, House file No. 299, a bill for an act to repeal section 832 of the Code of Iowa and to enact a substitute therefor, relative to county boards of equalization.

Read first and second time and referred to Committee on Ways and Means.

Mr. Speaker appointed the following gentlemen on the committee called for by the resolution of Mr. Reed, inviting the Pioneer Law Makers to visit the session:

Messrs. Reed, Bird and Merrell.

Mr. Morrison of Grundy, of Committee on Domestic Manufacture, granted until Saturday to report on House file No. 79.

Mr. Mullin filed the following motion to reconsider:

MR. SPEAKER—I move that the vote by which House file No. 81, No. 28 on the calendar of February 11, 1896, was lost, be reconsidered.

W. MULLIN.

I second the motion.

JAMES M. CLARK.

The House here took up special order, which was set for 10 A. M.

On motion of Mr. Dowell, House file No. 161, a bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly and chapter 15 of the laws of the Twenty-fourth General Assembly and chapter 8 of the laws of the Twenty-fifth General Assembly, relative to indebtedness of cities and towns, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Dowell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lavender, Loomis, Lowry, McCachran, McArthur, McClelland, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—80.

The nays were:

Messrs. Hazen, McDowell, Merrell, Power, Wilson—5.

Absent or not voting:

Messrs. Baker, Brighton, Cornwall, Frazee, Hinkhouse, Hinman, Johnston of Franklin, Lambert, Lauder, McClelland, Manahan, Porter, Scott, Sullivan, Wheeler—15.

So the bill passed and the title was agreed to.

Mr. Temple offered the following Joint Resolution No. 9, which was read first and second time and referred to the Committee on Constitutional Amendments.

JOINT RESOLUTION NO. 9.

Joint resolution for amendment to the constitution of the state of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the constitution, and the substitute hereinafter proposed be adopted in lieu thereof.

*Be it Resolved by the General Assembly of the State of Iowa*, That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed:

That sections 34, 35 and 36 of article 3 of the constitution of the state of Iowa be repealed and the following adopted in lieu thereof:

Section 34. The Senate shall consist of fifty (50) members to be elected from the several senatorial districts established by law, and at the next session of the General Assembly following the taking of each state and national census.

Section 35. The House of Representatives shall consist of one hundred (100) members, and each county now organized and existing shall constitute a representative district and be entitled to one representative, except the county of Polk, which shall constitute one representative district and be entitled to two representatives; be it further

*Resolved*, That this resolution and the foregoing amendments to the constitution of the state of Iowa be, and the same is hereby referred to the next succeeding General Assembly for action; and the Secretary of State is hereby directed to cause the same to be published for three months previous to the day of election of members of the next General Assembly, in manner as provided by law.

Mr. Weaver offered Joint Resolution No. 10 as follows, which was read first and second times:

JOINT RESOLUTION NO. 10., RELATIVE TO THE TRANS-MISSISSIPPI EXPOSITION  
TO BE HELD AT OMAHA, NEBRASKA, IN THE YEAR 1898.

WHEREAS, Delegates representing the twenty-four states and territories lying west of the Mississippi river, at the Trans-Mississippi Congress of 1895, adopted a resolution providing for the holding of an exposition for the purpose of exhibiting the products, manufactures, arts and industries of these states and territories; and

WHEREAS, The said convention voted to hold said exposition at the city of Omaha in the year 1898; and

WHEREAS, The common interest of the states and territories constituting this great region, as well as of the country at large, will be greatly promoted thereby, and the interest of the state of Iowa, lying at its gateway, will be especially benefited by such an exposition on her borders; therefore, be it

*Resolved, by the General Assembly of the State of Iowa*, That the holding of the said Trans-Mississippi Exposition is hereby heartily approved, and that the Senators and Representatives in Congress from Iowa are requested

to co-operate with the Senators and Representatives from our sister state, Nebraska, and the other trans-Mississippi states in procuring the passage at this session of Congress of a bill giving national recognition to said exposition, and providing for an appropriation for a national exhibit and the necessary and proper buildings to contain the same; and be it further

*Resolved*, That a copy of these resolution be certified by the Secretary of State under the seal of the state and sent to the Senators and Representatives in Congress from Iowa.

On motion of Mr. Weaver the resolution was adopted.

On motion of Mr. Brinton, House file No. 39, a bill for an act repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Brinton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

Mr. Mayne—1.

Absent or not voting:

Messrs. Bowen, Brighton, Chapman, Cornwall, Dowell, Early, Edwards, McClelland, Mananan, Miller of Warren, Nolan, Temple, Wheeler—13.

So the bill passed and the title was agreed to.

On the pending bill of yesterday, House file No. 135, a bill for an act to amend sections 2881 and 2882, chapter 9, title 22

of McClain's Code of Iowa, in relation to teachers' certificates. Mr. Hauger offered the following substitute:

A BILL

For an act to amend sections 1766 and 1767, chapter 9, title 12, of the Code of Iowa, in relation to teachers' certificates.

*Be it Enacted by the General Assembly of the State of Iowa:*

Section 1. That section 1766, chapter 9, title 12, of the Code of Iowa, be and is hereby amended by inserting the words "elementary, civic and economics" in the eighth line of said section, immediately following the word "physiology."

Sec. 2. That section 1767, chapter 9, title 12, of the Code of Iowa, be and is hereby amended by inserting the words "that a first-class certificate shall be valid for the term of two years, and all other grades of certificates" in the fourth line of said sections, immediately following the word "effect."

Mr. Hauger moved the substitute be adopted.

Carried.

Mr. Garner moved to amend as follows:

Amend by adding after the words "two years" in section 2 the words "for teachers regularly engaged in teaching."

Lost.

Mr. Hauger moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—86.

The nays were:

Messrs. Edwards and Miller of Warren—2.

Absent or not voting:

Messrs Brighton, Cornwall, Hinman, Loomis, McClelland, Manahan, Miller of Cherokee, Nolan, Putnam, Temple, Wheeler, Wilson—12.

So the bill passed and the title agreed to.

House file No. 78, by St. John, a bill for an act to amend sections 1 and 2 of chapter 79 of the acts of the Twenty first General Assembly of Iowa, relating to diseased swine, was made a special order for Tuesday, February 18th, at 10 A. M.

On motion of Mr. Finch, House file No. 191, a bill for an act to authorize the executive council to sell and convey a part of the lands purchased by the state for the use of the Iowa State Agricultural society, in Polk county, Iowa, under the provisions of chapter 199 of the Twentieth General Assembly, and to purchase other lands for the use of said society, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Byington, Clark, Classen, Cook, Crow, Davis, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs. Brighton, Brinton, Chapman, Cornwall, Doubleday, Dowell, Hinman, McArthur, McClelland, McQuinn, Nolan—10.

So the bill passed and the title was agreed to.

Mr. Classen asked that House file No. 92, a bill for an act to amend section three (3) of chapter one hundred and thirty-four (134) of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district, be made a special order for Tuesday morning at 11 o'clock.

Granted.

On motion of Mr. Nietert, House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy association, with report of committee recommending amendments and when so amended that the bill do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Nietert offered the following amendment and moved its adoption:

Amend as follows: Strike out the word "fifteen" in the eighth line of section 2 and insert in lieu thereof the word "ten."

Adopted.

Mr. Nietert moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs Brighton, Cornwall, Early, Grote, Hinman, Lavender, McClelland, Morrison of Keokuk, Porter, Watters—10.

So the bill passed and the title was agreed to.

On motion of Mr. Doubleday, House file No. 95, a bill for an act to amend paragraph 4, in section 796 of the Code of Iowa, for the year 1873, for the levying of tax for county bridges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Doubleday moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

The bill was returned to Mr. Doubleday for corrections.

On motion of Mr. Finch, Senate file No. 76, a bill for an act to legalize the ordinances passed by the incorporated town of Glidden, Carroll county, Iowa, with report of committee recommending passage was taken up, considered, and the report of committee adopted.

Mr. Finch moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Harker, Perrott, Potter, Prentis, Putnam, Ray, Reed, [Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Woods, Mr. Speaker—82.

The nays were:

Messrs. Cook, Lowry, Merrell, Power, Van Houten—5.

Absent or not voting:

Messrs. Brighton, Cornwall, Davis, Early, Garner, Lavender, McClelland, Manahan, Morrison of Grundy, Porter, Scott, St. John, Wilson—13.

So the bill passed and the title was agreed to.



A committee from the Pioneer Law Makers of Iowa at this point extended an invitation to the members of the House of Representatives to meet them at 2 P. M. at the Y. M. C. A., where addresses will be made.

On request of Mr. Tibbitts, House file No. 115, a bill for an act to amend section 906, chapter 2, title vi of the Code of Iowa, as amended by chapter 62 of the acts of the Fifteenth General Assembly, relating to the tax and license of peddlers, was made a special order for 11 A. M. to-morrow.

The Journal of yesterday was corrected and approved.

Mr. Morrison of Grundy moved the House adjourn till 9 A. M. to-morrow.

Carried.

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
Des Moines, Iowa, Thursday, February 13, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by the Rev. Enock Hill, pastor M. E. church, Mitchellville, Iowa.

#### PETITIONS AND MEMORIALS.

Messrs. Wood, Wilson, Lambert, Ladd, Mullin, Wells, Classen, Watters, Williams, Miller of Warren, Miller of Cherokee, Evans, Crow, Good, Brady, Hauger and Hunt presented communications of various G. A. R. posts, relative to questions asked them concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Wheeler, Hinman, Allen, Early, Voelker, Klemme, Hendershot, Bird, Perrott, Power, Merrell and Gurley presented petitions of citizens of their respective counties asking that Washington's birthday anniversary be made a holiday.

Referred to Committee on Judiciary.

Messrs. Grote, Jackson, Wheeler, Merrell, Jay, Whelan and Miller of Warren presented petitions of citizens of their respective counties asking the passage of House file No. 31.

Referred to Committee on Insurance.

Messrs. Van Houten and Evans presented petitions of citizens of their respective counties, asking for free text books.

Referred to Committee on School and Text Books.

Messrs. Griswold and Bailey presented petitions of citizens of their respective counties, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Messrs. Thompson and Miller of Cherokee presented petitions of citizens of their respective counties, asking for the regulation and control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Morrison of Keokuk presented memorial, relative to the work of the Code Commission.

Referred to Committee on fifth division of Committee on Code Revision.

Mr. Dowell presented petition of citizens of Polk county, relative to the assessment for taxation in cities of the first and second classes.

Referred to Committee on Ways and Means.

Messrs. Mullin, Spaulding and Evans presented petitions of citizens of their respective counties asking the passage of Senate file No. 7, the anti-cigarettee bill.

Referred to Committee on Public Health.

Mr. Lauder presented petition of citizens of Union county, asking for the taxation of water works.

Referred to Committee on Ways and Means.

Messrs. Marti, Merrell, Jackson and Miller of Warren presented petitions of citizens of their respective counties, asking assistance for mutual insurance companies.

Referred to Committee on Insurance.

Mr. Crow presented petition of citizens of Wapello county, asking equal political rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Baker presented memorial from Scott county, asking that the dam at Bonaparte be removed.

Referred to Committee on Fish and Game.

Mr. Garner presented resolution of board of education of Oskaloosa, Iowa, favoring a change in the number of members of boards.

Referred to Committee on School and Text Books.

Mr. Williams presented communication of G. A. R, Post of Shenandoah, regarding the Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Hinkhouse presented communication of the county auditor of Cedar county concerning the condition of the county asylum.

Referred to Committee on Insane.

Mr. Wells presented petition of the Friend's society of Prairie Grove, regarding soldiers' monument.

Referred to Committee on Military.

Mr. Davis presented petition of 433 citizens of Atlantic, Iowa, asking passage of the cigarette bill.

Referred to Committee on Public Health.

Messrs. Morrison of Keokuk and Martin presented petitions of G. A. R. posts of their respective counties, relative to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Martin presented petition of thirty-one citizens in regard to insurance.

Referred to Committee on Insurance.

Mr. Grote presented petition of citizens of Crawford county, asking equal political rights.

Referred to Committee on Suffrage.

Mr. Allen offered the following resolution and moved its adoption:

WHEREAS, The File Clerk is behind in his work, and for some reason the members are unable to get complete files of bills and journals; therefore,

*Resolved*, That the Speaker appoint a committee of three to investigate the matter and make such report and recommendations as they deem proper.

Adopted.

#### REPORTS OF COMMITTEES.

Mr. Hinman, from the Committee on Industrial Schools, submitted the following report:

MR. SPEAKER—Your Committee on Industrial Schools, to whom was referred House file No. 194, a bill for an act entitled an act to increase the support fund of the boys' department of the Industrial School, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

S. N. HINMAN,  
*Chairman.*

Ordered passed on file.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa the application of Theodore Bushwick, convicted of the crime of murder at the October, A. D., 1879, term of the district court of Mills county, Iowa, for pardon, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Johnston of Franklin, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 45, a bill for an act to regulate primary elections of volunteer political parties or associations and punish fraud therein, beg leave

to report that they have had the same under consideration and have instructed me to report a substitute, here attached, back to the House with the recommendation that the substitute do pass, and ask that the same be printed.

C. F. JOHNSTON,  
*Chairman.*

Substitute read first and second time and placed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 117, a bill for an act to purchase the long weather record at Muscatine, Iowa, and to continue the same by the establishment of a station, and the appointment of an observer of the State Weather Bureau at Muscatine, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 223, a bill for an act to make appropriation for the support of the Iowa Weather and Crop Service, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 199, a bill for an act appropriating money to defray expenses of the Inaugural ceremonies, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 171, a bill for an act to authorize the manufacture, sale and transportation of spiritous, malt and vinous liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 70, a bill for an act to suppress intemperance and lying, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Pharmacy

W. B. CHAPMAN,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on the Suppression of Intemperance, to whom was referred House file No. 170, a bill for an act to authorize and regulate the sale of intoxicating liquors in counties, cities and incorporated towns, upon the vote of the electors thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 134, a bill for an act permitting bicyclists to use the highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments: Strike out in line 1, section 1, the words "township trustees of any township" and insert "board of supervisors of any county." In line 4, section 1, strike out the words "built or." In line 5, section 1, strike out the words "road supervisor" and insert "county surveyor"; also strike out the word "exclusive" in same line. In line 1, section 2, strike out the word "when" and insert the word "where," and to amend section 2 after the word "thereon," in line 3, by adding "or for wheelmen to use that part of the highway known as the wagon track," no provisions in this act shall apply to crossings or interfere with the working of the highway.

H. B. WATERS,  
*Chairman.*

Ordered passed on file.

Mr. Bailey, from the Committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your Committee on Judicial Districts, to whom was referred House file No. 274, a bill for an act to provide for holding terms of the district court at Correctionville, in the county of Woodbury, in the Fourth judicial district of the State of Iowa, defining the territorial jurisdiction of said court, restricting that of the corresponding court to be held at Sioux City, in said county of Woodbury, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. F. BAILEY,  
*Chairman.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills, respectfully report that they have this day sent to the Governor for his approval:

House file No. 28, an act appropriating money to pay A. G. West for three days' service as Mail Carrier after the adjournment of the Twenty-fifth General Assembly.

W. E. HAUGER,  
*Chairman.*

#### REPORTS OF COMMITTEES.

Mr. McArthur, from the Committee on Semi-Centennial Celebration and Memorial Hall, submitted the following report:

MR. SPEAKER—Your Committee on Semi-Centennial Celebration and Memorial, Historical and Art Building, to whom was assigned the duty of considering and drafting a bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the union, and for the establishment and construction of a memorial, historical and art building, and to appropriate money therefor, beg leave to report that they have had the same under consideration and have instructed me to report the attached bill to the House, with the recommendation that the same do pass.

W. C. McARTHUR,  
*Chairman.*

Bill read first and second time and made a special order for February 20th, at 10 A. M.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 164, a bill for an act to amend chapter 70 of the acts of the Twenty-fifth General Assembly, relating to selecting and drawing jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 63, a bill for an act to amend section 3861 of the Code as amended by section 1, chapter 114, of the acts of the Twenty-first General Assembly, in relation to offenses against the life and the person, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that all after the enacting clause be stricken out and the following be substituted in lieu of the original bill: That section 3861 of the Code be amended by striking out the word (13) "thirteen" in the second line thereof and inserting in lieu thereof the word (16) "sixteen;" and by striking out the word "thirteen" in the fourth line thereof and inserting in lieu thereof the word "sixteen;" and that the substitute do pass.

P. FINCH,  
*Chairman pro tem.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 88, a bill for an act to amend section 303 of the Code, and to enlarge the powers of the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the bill hereto attached, marked substitute for House file No. 88, be substituted therefor, and that said substitute do pass.

SUBSTITUTE FOR HOUSE FILE NO. 88.

A bill for an act to amend section 303 of the Code, and to enlarge the powers of the board of supervisors.

*Be it Enacted by the General Assembly of Iowa:*

SECTION 1. That section 303 of the Code be, and the same is hereby amended, by adding to paragraph 24 thereof the following, to-wit: That whenever in the opinion of the board of supervisors of any county in this state, such county is inadequately supplied with the necessary and safe places for caring for its prisoners, holding the courts, and the protection of the public records of such county, the said board of supervisors shall have the power to appropriate a sum not exceeding two and one-half mills on the dollar of the taxable property of said county, for the purpose of erecting a jail therein; or for the purpose of erecting a suitable court house therein, may appropriate a sum not exceeding one and one-quarter per cent. of the taxable property of said county, according to the last equalized assessment thereof; and to that end may supply the necessary funds therefor by the levy of a sufficient tax, not exceeding the constitutional limit, for the issue and sale of the bonds of their respective county, which bonds shall bear interest at a rate not exceeding 6 per cent. per annum, and which issue and sale of bonds may be made without submitting the same to a vote of the electors of such county, but which shall in all other respects be made in accordance with the provisions of the law then in force and effect.



Mr. Porter was excused for the day on account of sickness.

Mr. Bell called up his motion to reconsider the vote of House file No. 55.

On the question to reconsider, Messrs. Bell and Gurley demanded the "yeas and nays," which resulted as follows:

On the question, "Shall the question be reconsidered?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brady, Brighton, Byington, Chapman, Doubleday, Edwards, Frink, Funk, Garner, Good, Hazen, Hunt, Huntley, Johnson of Webster, Lambert, McCachran, McDonald, Marti, Miller of Cherokee, Miller of Warren, Nolan, Parker, Power, Scott, Smith, Spaulding, St. John, Voelker, Watters, Wells, Whittier, Mr. Speaker—36.

The nays were:

Messrs. Allen, Bowen, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Evans, Finch, Frazee, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Weaver, Wheeler, Whelan, Williams, Wilson, Wood—55.

Absent or not voting:

Messrs. Cornwall, Finch, Grote, Haugen, Jay, McArthur, McClelland, Porter, Weaver—9.

The House here took up special order set for 10 A. M., it being House file No. 23, a bill for an act to revise, amend and codify the statutes in relation to justices of the peace.

On motion of Mr. Funk, the report of the committee recommending amendments was adopted.

Mr. Dowell moved that the bill be considered section by section.

Carried.

Mr. Funk moved that the House go into a Committee of the Whole for the consideration of this bill.

Carried.

Mr. Dowell moved a reconsideration of the vote just taken. The yeas and nays were demanded on this motion, which resulted as follows:

On the question, "Shall the question be reconsidered?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brinton, Byington, Chapman, Classen, Crow, Davis, Doubleday, Dowell, Early, Finch, Griswold, Grote, Gurley, Hauger, Hunt, Jackson, Jay, Lambert, Lowry, McAchran, McQuin, Mayne, Nietert, Potter, Putnam, Reed, St. John, Temple, Whelan, Williams. Wilson, Wood—36.

The nays were:

Messrs. Bailey, Bell, Brady, Brighton, Clark, Cook, Cornwall, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Power, Prentis, Ray, Scott, Smith, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whittier, Mr. Speaker—55.

Absent or not voting:

Messrs. Bailey, Brady, Cornwall, Johnson of Webster, Johnston of Franklin, McClelland, McNulty, Porter, Wheeler—9.

Motion lost.

Mr. Griswold was called to the Chair as Chairman of the Committee of the Whole.

The Committee of the Whole reported that the committee had been in session, and that the Clerk had read the first eighteen sections of the bill, and the committee begged leave to sit again.

Mr. Reed offered the following report and moved its adoption:

MR. SPEAKER—Your committee appointed to invite the Pioneer Law Makers' association to visit the House of Representatives beg leave to report that they have performed that duty, and that the invitation has been accepted, and that Mr. Temple will extend a welcome on the part of the House to the visitors when they arrive.

J. F. REED,

*Chairman.*

Carried.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate desires to recall Senate file No. 103, in which the concurrence of the House was asked.

W. E. BULLARD,  
*Secretary.*

Granted.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed House Joint Resolution No. 10, in which the concurrence of the Senate was asked, relative to the Trans-Mississippi Exposition.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 57, a bill for an act to revise, amend and codify the statutes relative to the militia.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 28, a bill for an act to amend section 4026 of the Code of Iowa, relating to testimony in prosecutions for keeping gambling houses.

W. E. BULLARD,  
*Secretary.*

## INTRODUCTION OF BILLS.

By Mr. Morrison of Grundy, House file No. 301, a bill for an act to permit the replatting of private cemeteries by the owners thereof.

Read first and second time and referred to Committee on County and Township Organization.

By Mr. Classen, House file No. 302, a bill for an act making an appropriation for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor.

Read first and second time and referred to Committee on Appropriations.

By Mr. Davis, House file No. 303, a bill for an act to amend section 4752 of the Code of 1873 as amended by the Sixteenth General Assembly, and the Seventeenth General Assembly, and the Eighteenth General Assembly, relating to salaries of certain officers.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Cook, House file No. 304, a bill for an act to amend section 515 of the Code, relative to marshals of incorporated towns.

Read first and second time and referred to Committee on Police Regulation.

By Mr. Allen, House file No. 305, a bill for an act to legalize the action of the board of supervisors of Van Buren county, relating to the levy of county revenue in 1895.

Read first and second time and referred to Committee on Judiciary.

By Mr. Potter, House file No. 306, a bill for an act to define and regulate banks and banking within the State of Iowa.

Read first and second time and referred to Committee on Banks and Banking.

By Mr. Power, House file No. 307, a bill for an act making appropriations for the Penitentiary at Fort Madison, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Hendershot, House file No. 308, a bill for an act regulating the soliciting and sale of nursery stock in the State of Iowa.

Read first and second time and referred to Committee on Horticulture.

By Mr. Bell, House file No. 309, a bill for an act to regulate the solicitating and sale of nursery stock in the State of Iowa.

Read first and second time and referred to Committee on Horticulture.

The House here took up the special order set for 11 A. M., which was House file No. 115, a bill for an act to amend section 906, chapter 2, title 6 of the Code of Iowa, as amended by chapter 62 of the acts of the Fifteenth General Assembly, relating to the tax and license of peddlers.

Mr. Tibbitts requested that this bill be recommitted.

Granted.

The following communication on the Speaker's desk was read:

*To the Honorable Speaker and Members of the House of Representatives:*

GENTLEMEN—For several years it has been the custom of the honorable State Superintendent of schools to issue and publish a circular requesting that Washington's birthday anniversary, February 22d, be observed in and by the schools of the state. There has been incorporated in the aforesaid circular a request that the Grand Army of the Republic, the old soldiers, and all good citizens visit the schools at this particular time, and aid by remarks or otherwise the inspiration of loyalty and love of country. In view of this, and with a desire to carry the same into effect, we, representing the Grand Army of the Republic of the city of Des Moines, Iowa, invite and request you to accompany and aid us with your very best efforts that the children in our schools may hear the eloquence of the representative men of Iowa, and be inspired thereby to put forth greater efforts.

It has been brought to our notice that Washington's birthday anniversary, February 22d, has not been made a legal holiday. We would ask that you consider this matter and follow the example of other states, and cause the same to be done.

As the time is so short in which to make our preparation, we will take it for granted that you will accept this invitation, and will ask that the citizens of Des Moines do volunteer to provide conveyances to convey you to such schools as you may be assigned. As the schools do not assemble on Saturday, February 22, 1896, it has been thought best to celebrate Friday, February 21, 1896. Please do us the kind favor to notify us at once, with your names and city addresses, and of your acceptance of this invitation, when you will be further advised by the committee of arrangements.

FRED BABCOCK,

*Commander Crocker Post No. 12, Department of Iowa.*

J. M. FERRER,

*Commander Kinsman Post No. 7, Department of Iowa.*

The Doorkeeper announced the arrival of the Pioneer Law Makers' association of Iowa.

Mr. Temple, on behalf of the House, addressed the honorable body of Pioneer Law Makers, welcoming them to the Hall of the House.

The response to the address of welcome was then made by Colonel Scott, president of the Pioneer Law Makers' association.

Addresses were also made by Judge Noble, Hon. John A. Kasson and Captain Merrell.

The following telegram was received and read:

CEDAR RAPIDS, Iowa, }  
February 13, 1896. }

*To H. J. Nietert:*

Dr. F. McClelland died at his home here this morning.

W. P. BRADY.

Mr. Weaver moved that a committee of three be appointed to confer with the family of Dr. McClelland as to the time of burial, and suggest suitable arrangements for this body to attend the funeral of the deceased member of the House.

Carried.

Mr. Morrison of Grundy moved that the House adjourn until 1:30 P. M.

Carried.

The House adjourned.

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### AFTERNOON SESSION.

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The House reassembled at 1:30 P. M., with Speaker Byers in the Chair.

Mr. Johnson of Webster was granted leave of absence until Monday noon.

The Speaker appointed as the committee to investigate the delay in File Clerks' work: Messrs. Classen, Jackson and Dowell.

The following members were appointed as a committee to confer with the family of Hon. F. McClelland concerning his death: Messrs. Nietert, Weaver and Thompson.

### REPORT OF COMMITTEE.

Mr. Temple, from the Committee on Code Revision, division 1, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, division 1, to whom was referred House file No. 10, a bill for an act to revise and codify the statutes in relation to corporations, beg leave to report that they have had the same under consideration, and that the Committee on Private Corporations have requested chapters Nos. 1, 2, 3, of title 9, House file No. 10, and that your committee has transferred them accordingly.

M. L. TEMPLE,  
*Chairman.*

Ordered passed on file.

Mr. Nietert moved that out of respect for the memory of the late Dr. McClelland the House adjourn until 7:45 P. M.

Carried.

The House adjourned.

## EVENING SESSION

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House met at 7:45 P. M. with Speaker Byers in the Chair.

Mr. Morrison of Grundy moved that a committee of three be appointed to notify the Senate that the House is in readiness for the Joint Convention.

Carried.

The Speaker appointed as such committee Messrs. Morrison of Grundy, Baker of Scott and St. John of Mitchell.

The committee reported the duty performed and were discharged.

## JOINT CONVENTION.

The Sergeant-at-Arms announced the Senate in a body, who took seats on the west side, which were vacated for their use.

Lieutenant-Governor Parrott took the Chair and called the convention to order, and stated that the purpose of the meeting was the election of trustees, directors and regents of the various state institutions and State Printer and State Binder.

The roll was then ordered.

Those present were:

Messrs. Allyn of Ringgold, Bailey, Baker, Bell of Jefferson, Bell of Washington, Berry, Blanchard, Brady, Brinton, Byers of Lucas, Byers of Shelby, Carney, Carroll, Clark, Classen, Craig, Crow, Davis, Doubleday, Downey, Druet, Early, Ellison, Everall, Frazee, Frink, Gilbertson, Good, Gorrell, Griswold, Grote, Harper, Hauger, Hazen, Healy, Hendershot, Henderson, Hinkhouse, Hinman, Huntley, Jackson, Kilburn, Klemme, Ladd, Lambert, Lauder, Loomis, Lothrop, Lowry, McAchran, McDowell, McNulty, McQuin, Manahan, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietart, Nolan, Palmer, Parker, Penrose, Perrin, Phelps, Potter, Power, Prentis, Pusey, Putnam, Ranck, Ray, Sargent, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Thompson, Tibbitts, Trewin, Van Houten, Waterman, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Young—95.

Those absent were:

Messrs. Alexander, Allen of Van Buren, Bird, Bonson, Bowen, Brighton, Byington, Carpenter, Chapman, Cheshire, Cook, Cornwall, Dowell, Eaton, Edwards, Ellis, Ericson, Evans, Finch, Funk of Dickinson, Funk of Hardin, Garner, Garst, Gurley, Harriman, Haugen, Hipwell, Hobart, Hoppers, Hotchkiss, Hunt, Hurst, Jay, Johnson of Webster, Johnston of Franklin, Junkin, Lavender, Lehfeldt, McArthur, McDonald, Marti, Martin, Mayne, Mitchell, Morrison of Keokuk, Mullin, Perrott, Porter, Reed, Riggen, Rowen, Upton, Voelker, Weaver—55.

There being a quorum present, President Parrott announced as Teller on behalf of the Senate, Senator Byers. And the Speaker announced Mr. Ladd on behalf of the House.

Mr. Lauder offered the following:

*Be it Resolved by the Senate and House of Representatives of the State of Iowa in Joint Convention Assembled:* That the following named persons are hereby declared to be duly elected to the following named positions, to-wit:

N. N. Jones, of Cass county, to be warden of the penitentiary at Ft. Madison, Iowa, for the ensuing term.

P. W. Madden, of Clay county, to be warden of the penitentiary at Anamosa, Iowa, for the ensuing term.

Lafayette Young, of Polk county, for State Binder for the term commencing January 1, 1897.

F. R. Conaway, of Poweshiek county, for State Printer for the term commencing January 1, 1897.

Mr. Merrill offered the following as a substitute and moved its adoption, the yeas and nays being demanded:

*Be it Resolved by the Senate and House of Representatives of the State of Iowa in Joint Convention Assembled:* That the following named persons are hereby declared to be duly elected to the following named positions, to-wit:

E. E. Benton, of Clayton county, to be warden of the penitentiary at Ft. Madison, Iowa, for the ensuing term.

Thos. J. Hudson, of Clay county, to be warden of the penitentiary at Anamosa, Iowa, for the ensuing term.

M. S. Hardie, of Dubuque county, for State Binder for the term commencing January 1, 1897.

S. B. Evans, of Wapello county, for State Printer for the term commencing January 1, 1897.

On the question, "Shall the substitute pass?" the yeas were:

Messrs. Baker, Downey, Everell, Frazee, Harper, Hazen, Hinkhouse, Jackson, Lambert, Lowry, McDowell, Manahan, Merrell, Nolan, Power, Ranck, Sullivan, Wheeler, Wilson—19.



The yeas were:

Messrs. Allyn of Ringgold, Bailey, Bell of Jefferson, Bell of Washington, Berry, Blanchard, Brady, Brighton, Brinton, Byers of Lucas, Byers of Shelby, Carney, Carroll, Clark, Classen, Craig, Crow, Davis, Doubleday, Early, Ellison, Frink, Gilbertson, Good, Gorrell, Griswold, Grote, Hauger, Healy, Hendershot, Henderson, Hinman, Huntley, Kilburn, Klemme, Ladd, Lauder, Loomis, Lothrop, McAchran, McNulty, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Palmer, Parker, Penrose, Perrin, Phelps, Potter, Prentis, Pusey, Putnam, Ray, Reed, Sargent, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Trewin, Van Houten, Waterman, Watters, Wells, Whelan, Whittier, Williams, Wood and Young—76.

Absent or not voting:

Messrs. Alexander, Allen of Van Buren, Bird, Bonson, Bowen, Byington, Carpenter, Chapman, Cheshire, Cook, Cornwall, Dowell, Druet, Eaton, Edwards, Ellis, Ericson, Evans, Finch, Funk of Dickinson, Funk of Hardin, Garner, Garst, Gurley, Harriman, Haugen, Hipwell, Hobart, Hospers, Hotchkiss, Hunt, Hurst, Jay, Johnson of Webster, Johnston of Franklin, Junkin, Lavender, Lehfeldt, McArthur, McClelland, McDonald, McQuin, Marti, Martin, Mayne, Mitchell, Morrison of Keokuk, Mullin, Perrott, Porter, Rigger, Rowen, Upton, Voelker, Weaver—55.

So the substitute was lost.

On the question, "Shall the resolution pass?" the yeas were:

Messrs. Allyn of Ringgold, Bailey, Bell of Jefferson, Bell of Washington, Berry, Blanchard, Brady, Brinton, Byers of Lucas, Byers of Shelby, Carney, Carpenter, Carroll, Clark, Classen, Craig, Crow, Davis, Doubleday, Druet, Early, Eaton, Ellison, Frink, Funk of Dickinson, Gilbertson, Good, Gorrell, Griswold, Grote, Hazen, Healy, Hendershot, Henderson, Hinman, Huntley, Kilburn, Klemme, Ladd, Lauder, Loomis, Lothrop, McAchran, McNulty, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Palmer, Parker, Penrose, Perrin, Phelps, Potter, Prentis, Pusey, Putnam, Ray, Reed, Sargent, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Trewin, Van Houten, Waterman, Watters, Wells, Whelan, Whittier, Williams, Wood, Young—79.

The nays were:

Messrs. Harper, Hinkhouse, Lowry, Ranek—4.

Absent or not voting:

Messrs. Alexander, Allen of Van Buren, Baker, Bird, Bonson, Bowen, Brighton, Byington, Chapman, Cheshire, Cook, Cornwall, Dowell, Downey, Edwards, Ellis, Ericson, Evans, Everall, Finch, Frazee, Funk of Hardin, Garner, Garst, Gurley, Harriman, Haugen, Hauger, Hipwell, Hobart, Hospers, Hotchkiss, Hunt, Hurst, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Junkin, Lambert, Lavender, Lehfelddt, McArthur, McClelland, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Mitchell, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Power, Rigger, Rowen, Sullivan, Upton, Voelker, Weaver, Wheeler, Wilson—67

Mr. St. John offered the following:

*Be it Resolved by the Senate and House of Representatives of the State of Iowa in Joint Convention Assembled, That the following named persons are hereby elected trustees, directors and regents of the various state institutions, to-wit:*

TRUSTEES OF THE AGRICULTURAL COLLEGE.

*Sixth District.*—W. O. McElroy.....6 years  
*Ninth District.*—L. B. Robinson.....6 years  
*Third District.*—Josiah S. Jones.....6 years

MEMBERS OF BOARD OF REGENTS OF STATE UNIVERSITY.

*Third District.*—C. E. Pickett.....6 years  
*Tenth District.*—Harvey Ingham.....6 years  
*Fourth District.*—Alonzo Abernathy.....6 years  
*Eleventh District.*—P. K. Holbrook.....6 years

TRUSTEES OF THE COLLEGE FOR THE BLIND AT VINTON.

James Cooney.....4 years  
 W. M. Sawyer.....4 years  
 B. A. Schroeder.....4 years

TRUSTEES OF THE HOSPITAL FOR INSANE AT CLARINDA.

W. W. Morrow.....6 years  
 E. H. Hunter.....6 years

TRUSTEES OF HOSPITAL FOR INSANE AT INDEPENDENCE.

A. T. McDonald.....4 years  
 F. E. Whitley.....4 years  
 John Killen.....4 years

TRUSTEES OF THE HOSPITAL FOR INSANE AT MT. PLEASANT.

Dr. J. H. Culp.....4 years  
 Dr. J. C. Barringer.....4 years

## TRUSTEES OF THE INDUSTRIAL HOME FOR THE BLIND.

Robert Colbert.....6 years  
 M. J. Kelley.....6 years

## TRUSTEES OF THE INDUSTRIAL SCHOOLS.

M. H. Davis (to fill vacancy).....4 years  
 Rev. Henry Naumann.....6 years

## MEMBERS OF BOARD OF DIRECTORS OF NORMAL SCHOOLS.

W. A. Doron.....6 years  
 George H. Mullens.....6 years

## SCHOOL FOR THE DEAF AT COUNCIL BLUFFS.

John Beatty.....6 years

## HOME FOR SOLDIERS' ORPHANS' AND INDIGENT CHILDREN.

Mrs. M. J. Ketchum.....6 years

## SCHOOL FOR FEEBLE MINDED AT GLENWOOD.

E. R. Moore.....6 years

Mr. Manahan, from Plymouth, moved that the name of P. Ferrell be substituted for that of P. K. Holbrook, member of the board of regents of the State University.

Lost.

On the question, "Shall the resolution pass?" the yeas were:

Messrs. Allyn of Ringgold, Bailey, Baker, Bell of Jefferson, Bell of Washington, Berry, Blanchard, Brinton, Byers of Lucas, Byers of Shelby, Carney, Carroll, Clark, Classen, Craig, Crow, Davis, Doubleday, Downey, Druet, Early, Eaton, Ellison, Everall, Frazee, Frink, Funk of Dickinson, Gilbertson, Good, Gorrell, Griswold, Grote, Harper, Hauger, Hazen, Healy, Hendershot, Henderson, Hinman, Huntley, Jackson, Kilburn, Klemme, Ladd, Lambert, Lauder, Loomis, Lothrop, Lowry, McDowell, McNulty, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Palmer, Parker, Penrose, Perrin, Phelps, Potter, Prentis, Pusey, Putnam, Ranck, Ray, Reed, Sargent, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Trewin, Van Houten, Waterman, Watters, Wells, Wheeler, Whelan, Williams, Wilson, Wood, Young—89.

The nays were:

None.

Absent or not voting:

Messrs. Alexander, Allen of Van Buren, Bird, Bonson, Bowen, Brady, Brighton, Byington, Carpenter, Chapman, Cheshire, Cook, Cornwall, Dowell, Edwards, Ellis, Ericson,

Evans, Finch, Funk of Hardin, Garner, Garst, Gurley, Harri-  
man, Haugen, Hinkhouse, Hipwell, Hobart, Hospers, Hotch-  
kiss, Hunt, Hurst, Jay, Johnson of Webster, Johnston of  
Franklin, Junkin, Lavender, Lehfelddt, McAchran, McArthur,  
McClelland, McDonald, McQuin, Manahan, Marti, Martin,  
Mayne, Merrell, Mitchell, Morrison of Keokuk, Mullin, Nolan,  
Perrott, Porter, Power, Riggen, Rowen, Upton, Voelker,  
Weaver, Whittier—61.

So the resolution was adopted and the within were declared  
duly elected.

Whereupon the following certificates were signed in the  
presence of the Joint Convention.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-  
sixth General Assembly of the State of Iowa, in joint convention, on  
Thursday, the 13th day of February, A. D. 1896, for the purpose of electing  
the officers of the various state institutions, N. N. Jones having received a  
majority of all the votes cast for said office, was declared duly elected  
warden of the Penitentiary at Ft. Madison for the ensuing term and after  
the expiration of the term of the present incumbent, and until his suc-  
cessor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of Feb-  
ruary, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, P. W. Madden having received a majority of all the votes cast for said office, was declared duly elected warden of the Penitentiary at Anamosa for the ensuing term and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Lafayette Young, having received a majority of all the votes cast for said office, was declared duly elected State Binder for the term commencing January 1, 1897, and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, F. R. Conaway having received a majority of all the votes cast for said office, was declared duly elected State Printer for the term commencing January 1, 1897, and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, L. B. Robinson having received a majority of all the votes cast for said office, was declared duly elected trustee of the Agricultural College at Ames, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, P. W. Madden having received a majority of all the votes cast for said office, was declared duly elected warden of the Penitentiary at Anamosa for the ensuing term and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Lafayette Young, having received a majority of all the votes cast for said office, was declared duly elected State Binder for the term commencing January 1, 1897, and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, F. R. Conaway having received a majority of all the votes cast for said office, was declared duly elected State Printer for the term commencing January 1, 1897, and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, L. B. Robinson having received a majority of all the votes cast for said office, was declared duly elected trustee of the Agricultural College at Ames, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, W. O. McElroy having received a majority of all the votes cast for said office, was declared duly elected trustee of the Agricultural College at Ames for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Josiah S. Jones having received a majority of all the votes cast for said office, was declared duly elected trustee of the Agricultural College and Farm, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, C. E. Pickett having received a majority of all the votes cast for said office, was declared duly elected regent of the State University at Iowa City for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Harvey Ingham having received a majority of all the votes cast for said office, was declared duly elected a member of the board of regents of the State University at Iowa City for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Alonzo Abernethy having received a majority of all the votes cast for said office, was declared duly elected a member of the board of regents of the State University at Iowa City for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, P. K. Holbrook having received a majority of all the votes cast for said office, was declared duly elected regent of State University at Iowa City for the term of six years from and after the expiration of the term of the present incumbent and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, James Cooney having received a majority of all the votes cast for said office, was declared duly elected trustee for the College for the Blind at Vinton for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, W. M. Sawyer having received a majority of all the votes cast for said office, was declared duly elected trustee of the College for the Blind at Vinton for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896 }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, R. A. Shroeder having received a majority of all the votes cast for said office, was declared duly elected trustee for the College for the Blind at Vinton, for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896 }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, W. W. Morrow having received a majority of all the votes cast for said office, was declared duly elected trustee of the Hospital for the Insane at Clarinda, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, E. H. Hunter having received a majority of all the votes cast for said office, was declared duly elected trustee for the Hospital for Insane at Clarinda, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, A. T. McDonald having received a majority of all the votes cast for said office was declared duly elected trustee of the Hospital for the Insane at Independence for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. L. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, F. E. Whitley having received a majority of all the votes cast for said office, was declared duly elected trustee of the Hospital for the Insane at Independence, for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, John Killen having received a majority of all the votes cast for said office, was declared duly elected trustee of the Hospital for Insane, at Independence, for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February, 13, 1896, }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, J. H. Culp having received a majority of all the votes cast for said office, was declared duly elected trustee of the Hospital for the Insane at Mt. Pleasant for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, J. C. Barringer having received a majority of all the votes cast for said office, was declared duly elected trustee of the Hospital for the Insane at Mt. Pleasant for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Robert Colbert having received a majority of all the votes cast for said office, was declared duly elected trustee of the Industrial Home for the Blind at Knoxville for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, G. M. Miller having received a majority of all the votes cast for said office, was declared duly elected trustee of the Industrial Home for the Blind at Knoxville for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, M. J. Kelly having received a majority of all the votes cast for said office, was declared duly elected trustee of the Industrial Home for Blind at Knoxville for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate,*  
H. W. BYERS,

*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, M. H. Davis having received a majority of all the votes cast for said office, was declared duly elected trustee for the Industrial School at Mitchellville for the term of four years (to fill vacancy) from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARBOTT,  
*President of the Senate.*  
H. W. BYERS,

*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Rev. Henry Naumann, having received a majority of all the votes cast for said office, was declared duly elected trustee of the Industrial Schools at Eldora and Mitchellville for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, W. A. Doran having received a majority of all the votes cast for said office, was declared duly elected trustee of the State Normal School at Cedar Falls, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Geo. H. Mullens having received a majority of all the votes cast for said office, was declared duly elected member of the board of directors of the State Normal School at Cedar Falls for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, John Beatie, having received a majority of all the votes cast for said office, was declared duly elected trustee of the Institution for the Deaf and Dumb at Council Bluffs for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-Sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers of the various state institutions, Mrs. M. J. Ketchum having received a majority of all the votes cast for said office, was declared duly elected trustee of the Home for the Soldiers' Orphans and Indigent Children at Davenport for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D., 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES IOWA, February 13, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Thursday, the 13th day of February, A. D. 1896, for the purpose of electing the officers for the various state institutions, E. R. Moore having received a majority of all the votes cast for said office, was declared duly elected trustee for the Institution for Feeble Minded at Glenwood, for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 13th day of February, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

H. W. BYERS,  
*Speaker of the House of Representatives.*

ATTEST:

H. L. BYERS,  
*Teller of the Senate.*

W. G. LADD,  
*Teller of the House of Representatives.*

Mr. St. John offered the following resolution:

*Resolved*, That the Clerk of this Joint Convention be instructed to wait upon the Governor and present the credentials of the newly elected officers of the several state institutions, the State Printer and the State Binder.

**Adopted.**

The Journal of the Joint Convention was then read, and on motion the same was approved.

On motion of Mr. Miller, the Joint Convention was dissolved.

Senate re-convened.

Senator Byers moved that the Senate do now adjourn.

Senate adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES. }  
DES MOINES, Iowa, Friday, February 14, 1896. }

The House met at 9 A. M., with Speaker Byers in the Chair.  
Prayer was offered by Rev. Charles J. English, of the M. E. Church at Dexter, Iowa.

PETITIONS AND MEMORIALS.

Mr. Tibbitts presented petition of citizens of Bremer county asking for the passage of a law regulating the business of plumbing.

Referred to Committee on Public Health.

Messrs. Doubleday, Ladd, Ray, Reed, Morrison of Grundy, and Merrell presented petitions of citizens of their respective counties asking the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Van Houten presented petition of citizens of Taylor county asking for compulsory reformation of fallen women.

Referred to Committee on Public Charities.

Messrs. Frink, Williams and Davis presented petitions of citizens of their respective counties, asking for the passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Hinman, Williams, Lavender, Whelan, Reed, Gurvey, Griswold, Porter, Mullin and Ladd presented communications of various G. A. R. Posts, relative to the questions asked them concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Ray presented resolution of Gordon Granger Post No. 64, of Grinnell, asking the exemption from taxation of \$1,000 of assessed valuation of soldiers' property.

Referred to Committee on Military.

Mr. Frink presented resolution of Burnside Post No. 56, Shenandoah, in relation to the Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Porter presented resolution of J. L. Bashore Post No. 122, G. A. R. Centerville, regarding the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Bailey and Potter presented petitions of their respective counties, asking for laws for the regulation and control of the express companies in the State of Iowa.

Referred to Committee on Telegraph, Telephone and Express.

Mr. McArthur presented petition of citizens of Burlington, asking that the age of consent be raised.

Referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Mr. Williams, from the Committee on Womans' Suffrage, submitted the following report:

MR. SPEAKER—Your Committee on Woman's Suffrage, to whom was referred House file No. 130, a bill for an act proposing to amend section 1 of article 2 of the constitution of the State of Iowa, relating to suffrage, and to provide for its references and publication, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

S. WILLIAMS,

*Chairman.*

Ordered passed on file.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 32, a bill for an act to appropriate money to procure for the Adjutant-General's rooms in the Capitol, a portrait of Adjutant-General Nathaniel B. Baker, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

In making this recommendation your committee has not passed upon the merits of the bill especially, but mainly upon its expediency.

W. B. BELL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 146, a bill for an act to amend section 4305 of McClain's Code, relative to the expenditure of insane soldiers' pensions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. B. BELL,

*Chairman.*

Ordered passed on file.



Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 79, a bill for an act to authorize kindergartens in independent school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment; By striking out the words, "between the ages of 4 and 6 years."

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 54, a bill for an act to authorize the directors of independent school districts to establish industrial training departments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Merriam, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 199, a bill for an act to amend section 3844 of the Code of 1873, relative to offices, fuel and stationery for county officers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that upon the request of Mr. McArthur, chairman of the Committee on Public Libraries, chapter 17, relating to state library, is referred back to the House with the recommendation that the same be referred to the Committee on Public Libraries.

M. H. BRINTON,  
*Chairman.*

So ordered.

Mr. Ray, of the Committee on Normal Schools, was granted an extension of time to report on House file No. 198.

Mr. Doubleday offered the following resolution, which was laid over under rule 34:

CONCURRENT RESOLUTION.

WHEREAS, There is a difference of opinion as to the best method of acting on or adopting any part of the commissioner's Code; and

WHEREAS, I believe the members of the General Assembly honestly want to get through with the business coming before them as rapidly as possible; therefore, be it

*Resolved, by the House, the Senate concurring;* That whenever any standing committee approve any chapter or title, and have incorporated in said chapter or title all acts approved by the Twenty-sixth General Assembly referring to such chapter or title, the chapter or title of the commissioners' Code so approved, on being referred to either House of the General Assembly shall be considered and acted on in its order, and when approved by both Houses and signed by the Governor shall be considered as a part of the new Code.

Mr. Nolan offered the following resolution, which was laid over under rule 34:

*Resolved,* That each chairman of committees of the House be required to instruct his committee clerk to group all bills of a similar nature as far as practicable, and that when so grouped they be jointly considered, for the double purpose of expediting business in committee work and that the best features of each bill of such similar nature may be embodied in the bills as finally presented for the consideration of the House.

INTRODUCTION OF BILLS.

By Mr. Baker, House file No. 310, a bill for an act to govern foreign building and loan associations.

Read first and second time and referred to Committee on Building and Loan.

By Mr. Lavender, House file No. 311, a bill for an act to amend section 2276 of the Code, as amended by chapter 70 of the laws of the Twenty-second General Assembly.

Read first and second time and referred to Committee on Judiciary.

By Mr. McArthur, House file No. 312, a bill for an act to create and establish the liability of sleeping car companies.

Read first and second time and referred to Committee on Judiciary.

By Mr. Parker, House file No. 313, a bill for an act for the inspection of stallions kept for service.

Read first and second time and referred to Committee on Animal Industry.

By Mr. Potter, House file No. 314, a bill for an act making appropriations for the Iowa School for the Deaf at Council Bluffs, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Scott, House file No. 315, a bill for an act to provide for highway and street crossings over railroads.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Williams, House file No. 316, a bill for an act to amend section 1226, Code of Iowa, relating to drainage, by adding thereto the following:

Read first and second time and referred to Committee on Roads and Highways.

By Committee on Appropriations, House file No. 317, a bill for an act to pay the expenses of procuring badges for certain employes of the Twenty-sixth General Assembly.

Read first and second time and placed on Calendar.

By Mr. Martin, House file No. 318, a bill for an act to amend section 2017, chapter 9, title xv. of the Code of Iowa, preventing landlord's lien attaching to personal property, subject to execution for purchase money.

Read first and second time and referred to Committee on Judiciary.

By Mr. Dowell (by request), House file 319, a bill for an act for the relief of the heirs of John Bryan.

Read first and second time and referred to Committee on Claims.

The House here took up

#### SENATE MESSAGES.

Senate file No. 37, a bill for an act to amend section 2178 of the Code, in relation to the sale of property by carriers and others for charges, was read first and second time and referred to Committee on Railroads.

Senate file No. 237, a bill for an act providing for the better protection of the ownership of logs and lumber, lying or being in any of the waters of this state, or harboring on this state, and providing penalties for the violation thereof, was read first and second time and referred to Committee on Judiciary.

Senate file No. 236, a bill for an act to prohibit the sale and use of impure oil in coal mines, and providing penalties for

violation thereof, was read first and second time and referred to Committee on Mines and Mining.

Senate file No. 57, a bill for an act to revise, amend and codify the statutes relative to militia, was read first and second time and referred to Committee on Military.

Senate file No. 28, a bill for an act to amend section 4026 of the Code of Iowa, relating to testimony in prosecutions for gambling, was read first and second time and referred to Committee on Judiciary.

Mr. Merrell offered the following joint resolution, No. 11, and moved the rule be suspended and the House take up and adopt the joint resolution now:

JOINT RESOLUTION NO. 11.

To authorize the commissioners of the Iowa Soldiers' Home to admit Caroline Crocker Robinson to the home as a member.

WHEREAS, The State of Iowa has undertaken to furnish a home at Marshalltown, Iowa, for dependent mothers and widows of deceased soldiers, and it having come to the knowledge of the General Assembly that Caroline Crocker Robinson, a sister of General M. M. Crocker, one of Iowa's most gallant officers, has through misfortune and ill-health, is in old age and decrepitude, been reduced to want; therefore, be it

*Resolved, by the General Assembly of Iowa,* That the commissioners of the Iowa Soldiers' Home be authorized to admit the said Caroline Crocker Robinson to membership in the Iowa Soldiers' Home, waiving only the rules of eligibility to membership in the home in this case.

Read first and second time and adopted.

Mr. Smith offered the following resolution, and moved its adoption:

WHEREAS, The people of Iowa have made ample and convenient accommodations for reporters of the press in this magnificent building in order that the lamps of the law makers shall not be placed under a bushel, but that the light of this body may be properly and intelligently disseminated to the inhabitants of Iowa and the nation; and

WHEREAS, The members of this House highly appreciate the good and faithful work performed by these estimable ladies and gentlemen, yet we do not believe that their religious training has so far advanced them above the common herd that they should be excused from assuming a proper attitude during religious service; therefore, be it

*Resolved,* That all members of the press, regardless of their political or religious affiliations or previous condition of servitude, who shall be in this Hall during devotional exercises, shall be required to stand upright during said services.

Adopted.

Mr. Classen offered the following report of the committee:

MR. SPEAKER—Your Committee appointed by the House to investigate the condition of the File Clerk's office, beg leave to submit the following report:

We find that the File Clerk is greatly behind with the work of his office and that by working diligently from eight to ten hours per day he is unable to perform the work of his office.

We find, further, that he has received some assistance from the clerks of the various committees of the House, but that such assistance is irregular and frequently he is unable to secure the services of these clerks.

We would, therefore, recommend that the Speaker of the House appoint an additional File Clerk to assist the File Clerk with the work of his office.

Respectfully submitted,

JOHN B. CLASSEN,  
A. E. JACKSON,  
C. C. DOWELL,  
*Committee*

Mr. Classen moved that the report of the committee be adopted.

Mr. Van Houten moved to amend by allowing the Chief Clerk to assign committee clerks to assist the File Clerk.

Carried.

The report as amended was adopted.

Mr. Finch offered the following report of the third division of the Code Revision Committee, which was placed on file and ordered printed.

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 13, a bill for an act to revise, amend and codify the statutes in relation to the police of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

#### CHAPTER I.

On page 439, section 9, line 3, strike out the words "six months" and insert "one year."

On page 440, section 11, lines 4 and 5, strike out "six months" and insert "one year."

On page 440, section 3, line 3, strike out the word "three" and insert "fifteen."

On page 440, section 13, line 7, strike out the word "ten" and insert "thirty."

On page 441, section 16, line 1, after the word "soldiers" insert words "or sailors."

#### CHAPTER II.

On page 443, section 1, line 4, strike out "six" and insert "five" in lieu thereof.

On page 444, section 2, line 2, strike out the word "one" before secretary and insert "and."

Page 444, section 2, line 3, strike out the words "one treasurer" and insert the following: "elect a treasurer who shall not be a member of said board, and who shall reside at the place where the hospital is located and shall give bond."

On page 445, section 8, line 1, strike out the words "medical men."

#### CHAPTER III.

On page 458, section 2, line 3, insert after the word "resides" the following: "in which he occupies, cultivates or uses real estate."

On page 458, section 2, line 3, after the word "county" insert the words "where taken."

On page 461, section 19, line 2, after the word "paying" insert "or offering to pay."

On page 465, section 41, line 12, between "up" and "one" insert "as an estray," and omit "taking up" before "each additional."

#### CHAPTER IV.

On page 468, section 16, lines 3 and 4, strike out "a failure to comply with this requirement shall be a misdemeanor."

On page 506, section 2, line 1, insert "state" before "board."

On page 506, section 3, line 4, after the word "tester" insert "and other instruments."

On page 507, section 5, line 4, strike out "as approved."

Strike out the word "paraffine" in line 9 of said section, and the words "or others" in line 10 and insert the word "any."

On page 511, section 3, in lines 9, 16, 17 and 18, strike out the word "imitation" and insert "substitute for."

On page 529, section 1, line 8, strike out "six" and insert "five."

On page 530, section 6, line 2, strike out "congressional" and insert "senatorial."

And your committee begs leave to further report that the following chapters in said bill have been transferred to the following committees, to-wit: Chapter 6, to Suppression of Intemperance; chapter 8, Labor; chapters 9 and 10, Mines and Mining; chapters 14, 16 and 17, Public Health; chapter 15, Fish and Game; chapters 18 and 19, Pharmacy; chapter 20, Military.

P. FINCH,

*Chairman.*

Mr. Nietert offered the following report and moved its adoption:

MR. SPEAKER—Your committee, to whom was referred the matter of arrangements as to attending the funeral of Hon. F. McClelland, deceased, of Linn county, a member of this House, respectfully submit the following report:

That the Speaker name a delegation consisting of six members selected from this House, as a special mark of respect to the deceased; and that the Speaker be a member and chairman of said delegation.

J. A. THOMPSON.

H. J. NEITERT,

H. O. WEAVER.

Adopted.

Mr. Davis asked that House file No. 254, a bill for an act to amend section 10, chapter 75 of the Eighteenth General Assembly, as amended by chapter 137 of the Nineteenth General Assembly and chapter 83 of the Twenty-first General Assembly, relative to itinerant vendors of drugs, be referred back to Committee on Pharmacy.

Granted.

The Journal of February 12th was corrected and approved.

Mr. Early offered the following resolution, which was laid over under rule 34.

*Resolved*, That the rules of the Committee of the Whole be amended by adding the following as rule 71:

Rule 71. When the House goes into a committee of the whole the House Chamber and galleries, cloak room and toilet shall be cleared of all persons except the members of the House, Chief Clerk, First and Second Assistant Clerks, Engrossing and Enrolling Clerks, Sargeant-at-Arms, the necessary number of Doorkeepers, Pages, Janitors and Barbers, and no other persons shall be permitted to be or remain within the rooms above named while the House is in session as Committee of the Whole.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate refuses to concur in House amendments to Joint Resolution No. 11, and have referred the matter to a conference committee composed of Senators Waterman, Blanchard, Harriman and Craig.

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 247, a bill for an act to amend sections 289 and 290 of the Code of 1873, as amended by chapter 56 of the acts of the Twenty-fifth General Assembly of the State of Iowa, relating to the bonding of county indebtedness.

W. E. BULLARD,  
Secretary.

House here took up special order, House file No. 23, a bill for an act to revise, amend and codify the statutes in relation to justices of the peace.

Mr. Manahan offered the following amendment:

To amend section 5, House file No. 23, in line 4 of section 5, after the word "against" insert the word "such."

Lost.

Mr. Lavender offered the following amendment:

Amend section 28 by adding after the word "allowed" in line 1 the following: "And the fees for making a transcript are paid."

The amendment was adopted.

Mr. Lavender moved to amend section 36, line 1, by inserting after the word "on" the word "account."

Lost.

Mr. Lavender moved to strike out the word "court" in line 1, section 4805 (McClain's Code), and insert "justice."

Adopted.

Mr. Lavender moved to amend section 55 by substituting section 55 as reported by the Code Commission for the amendment proposed by the committee.

Carried.

Mr. Spaulding was called to the Chair.

Mr. Van Houten moved to substitute section 62, as adopted by the Code Commission, for section 4816 of McClain's Code, as recommended by the committee.

Carried.

The Speaker resumed the Chair.

The following communication of the Pioneer Law Makers' association of Iowa was read by the Clerk:

DES MOINES, Iowa,        }  
February 14, 1896.       }

*To the Honorable President of the Senate and the Speaker of the House:*

The Pioneer Law Makers' association in session this week adopted the following paper in relation to the erection of a Memorial Building, such as has been presented to the Legislature in both messages of the retiring and incoming Governors. In connection with Lieutenant-Governor Dungan, a member of our association, I was appointed a committee to present the paper to both branches of the Assembly. My associate, having returned home last evening, and knowing how valuable is the time of the General Assembly, and not wishing to intrude upon its valuable hours, I take this method of presenting the paper and ask that at the proper time you present the same to the House over which you preside.

Deeply sensible of the courtesy the Pioneer Law Makers have received at the hands of the General Assembly, and anxious to co-operate with them in the building up of the state, I beg to subscribe myself most truly and courteously,

Your obedient servant,

T. S. PARVIN.

WHEREAS, The Pioneer Law Makers association was the first to take initiatory steps toward the erection and establishment of the historical department, which it did by the adoption of the following resolution; and



WHEREAS, By reason of long neglect and indifference on the part of our authorities and our citizens, many valuable records, pamphlets and other documents have either been destroyed, lost or gathered into public libraries abroad; therefore, be it

*Resolved*, That it is the sense of the Pioneer Law Makers of Iowa, in session, that the General Assembly be earnestly invited and urged to immediate steps to collect and preserve all documents, written or printed, pertaining to the history of the Territory and the State of Iowa; and later in the session by the appointment of a committee, consisting of Professor Parvin and Governor Gue, to present the matter to the consideration of the General Assembly; and

WHEREAS, The General Assembly wisely acceded to the suggestion and created the historical department, with a fair endowment for its success; therefore, be it

*Resolved, by the Association*, That we heartily approve of that act of wisdom on the part of the General Assembly, and take pleasure in recording the fact that through the efforts of the General Assembly and the officers of the department, Hon. Charles Aldrich, curator, the State of Iowa has been able to secure a large and most valuable collection of historical documents and other matters relating to the history of Iowa; and

WHEREAS, The old soldiers of Iowa have united in the expression of an earnest desire that the state shall erect a memorial building in which shall be collected and deposited everything relating to the part that Iowa took in the late rebellion, and a depository for the large historical collection already and that will be made in the future; therefore, be it

*Resolved*, That this association most heartily approve and endorse the recommendation made to the General Assembly in the annual message of Governor Jackson and in the Inaugural message of Governor Drake urging upon the assembly the erection of such a memorial building in which shall be deposited everything relating to the natural, civil and military history of Iowa.

Referred to the Committee on Semi-Centennial Celebration.

Mr. Lavendar moved that section 8, proposed by the Code Commission, be substituted for the amended section offered by the committee.

Carried.

Mr. Lavender moved to amend section 104 by substituting the original section as offered by the Code Commission for the section as offered by the committee.

Lost.

Mr. Lavender moved to amend section 107, by adding after the word "attachment" in line 1, the words "or writ of replevin."

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 4, a bill for an act relative to furnishing suitable stationery for the use of the members of the Senate and the House.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 10, relative to the Trans-Mississippi Exposition, to be held in Omaha, Nebraska, in the year 1898.

W. E. HAUGER,  
*Chairman..*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 6, a bill for an act appropriating the sum of \$5 per day for each session for the payment of clergymen who officiate as Chaplains.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 3, a bill for an act relative to improving the navigation of the Mississippi river.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 3, a bill for an act relative to improving the navigation of the Mississippi river.

G. S. GILBERTSON,  
*Chairman of the Senate Committee.*  
W. E. HAUGER,  
*Chairman of the House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 4, relative to furnishing suitable stationery for the use of the members of the Senate and House.

G. S. GILBERTSON,  
*Chairman of the Senate Committee.*  
W. E. HAUGER,  
*Chairman of the House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 6, a bill for an act appropriating the sum of five dollars per day for each session, for the payment of clergymen who officiate as chaplains

G. S. GILBERTSON,  
*Chairman of the Senate Committee.*  
W. E. HAUGER,  
*Chairman of the House Committee.*

Ordered passed on file

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 10, a bill for an act relative to the Trans-Mississippi Exposition, to be held at Omaha, Nebraska, in the year 1898.

G. S. GILBERTSON,  
*Chairman of the Senate Committee.*  
W. E. HAUGER,  
*Chairman of the House Committee.*

Ordered passed on file.

The Speaker then signed, in the presence of the House, Joint Resolutions Nos. 3, 4, 6 and 10.

Mr. Weaver moved that 500 copies of the Joint Resolutions, relative to the Trans-Mississippi Congress, be ordered printed.  
Carried.

Mr. Nietert moved that 300 copies of House file No. 222 be ordered printed.

Carried.

Mr. Scott was excused until Monday, Messrs. Funk, McDonald, Voelker, Marti, Allen, Edwards, Chapman, Johnston of Franklin, Gurley, Morrison of Keokuk, Haugen and Byington until Saturday and Mr. McQuin until Tuesday.

The Speaker announced as the committee to attend the funeral of Hon. F. McClelland: Messrs. Smith of Greene, Davis

of Cass, Bowen of Allamakee, Lambert of Jackson, Grote of Crawford, Nietert of Linn.

The following telegram was received and read:

CEDAR RAPIDS, IOWA, February 14, 1896.

TO H. J. NIETERT—Dr. McClelland's funeral will be held at 2:30 o'clock, Sunday afternoon, the 16th inst., from his residence here.

W. P. BRADY.

The Journal of yesterday was corrected and approved.

Mr. Power was excused until Tuesday.

Mr. Brinton moved that the House adjourn till 9 A. M. to-morrow.

Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, February 15, 1896. }

House met pursuant to adjournment with Speaker Byers in the Chair.

Prayer was offered by Rev. J. C. R. Layton, of Des Moines.

Mr. Chapman was excused until Tuesday; Messrs. Hauger, Loomis, Garner, Hunt and Jay until Monday.

#### PETITIONS AND MEMORIALS.

Messrs. Whelan, Hinman, Early, Whittier and Reed presented petitions of citizens of their respective counties, asking the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Van Houten presented petition of citizens of Taylor county, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Mr. Van Houten presented petition of citizens of Taylor county, asking for pure foods.

Referred to Committee on Public Health.

Messrs. Funk and Martin presented petitions of citizens of their respective counties, asking for the passage of a law regulating express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Byington presented a resolution from Kirkwood Post No. 8, G. A. R., of Iowa City, relative to the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Klemme presented petition of citizens of Winneshiek county, asking the passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Johnston of Franklin, Gurley, Whelan and Hendershot presented communications of various G. A. R. posts, relative to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Thompson presented petition of citizens of Fayette county, asking equal suffrage for women.

Referred to Committee on Constitutional Amendments.

Mr. Mayne presented communication of the Algona Grange, Hobart, Iowa, asking a reduction of the salaries of state officials.

Referred to Committee on Compensation of Public Officers.

Mr. Brighton presented resolution of the Farmers' Club of Jefferson county, protesting against any law allowing the pooling of railroads.

Referred to Committee on Railroads and Commerce.

Mr. Crow presented five petitions of citizens of Van Buren, Davis and Wapello counties, asking that the dam at Bonaparte be removed.

Referred to Committee on Fish and Game.

Messrs. Smith and Morrison of Keokuk presented petitions of citizens of their respective counties, asking the passage of House file No. 81.

Referred to Committee on Insurance.

#### REPORTS OF COMMITTEES.

Mr. Smith, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House file No. 176, a bill for an act to prevent misrepresentations of the circulation by canvassers or representatives of newspapers or periodicals, and to provide punishment for the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. A. SMITH,  
*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval, Joint Resolution No. 3, an act relating to the improvement of the navigation of the Mississippi river.

W. E. HAUGER,  
*Chairman of Committee for the House.*  
G. S. GILBERTSON,  
*Chairman of Committee for the Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval, Joint Resolution No. 6, an act appropriating the sum of five dollars per day for the payment of clergymen, who officiate as Chaplain for each session of the House and Senate.

W. E. HAUGER,  
*Chairman of Committee for the House.*  
G. S. GILBERTSON,  
*Chairman of Committee for the Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval, Joint Resolution No. 4, an act relative to furnishing suitable stationery for the use of the members of the Senate and House.

W. E. HAUGER,  
*Chairman of Committee for the House.*  
G. S. GILBERTSON,  
*Chairman of Committee for the Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval: Joint Resolution No. 10, an act relative to the Trans-Mississippi Exposition, to be held at Omaha, Nebraska, in the year 1898.

W. E. HAUGER,  
*Chairman of Committee for the House.*  
G. S. GILBERTSON,  
*Chairman of Committee for the Senate.*

#### REPORTS OF COMMITTEES.

Mr. Morrison of Grundy, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred House file No. 179, a bill for an act to prevent misrepresentations in branding flour for sale in sacks or barrels, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. D. MORRISON,  
*Chairman.*

Ordered passed on file.

Mr. Davis, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 254, a bill for an act to amend section 10 of chapter 75 of the acts of the Eighteenth General Assembly, as amended by chapter 137 of the acts of the Nineteenth General Assembly, and chapter 83 of the acts

of the Twenty-first General Assembly, relative to itinerant vendors of drugs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 70, a bill for an act to suppress intemperance and lying, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 86, a bill for an act to authorize the Historical department of Iowa to purchase a certain unpublished manuscript known as "A History of the Iowa Troops in the War of the Rebellion," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 183, a bill for an act to require township trustees and county treasurers to disburse the road and school tax collected from railroads equally among the road and the school districts in the townships through which the railroads are built, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 99, a bill for an act relating to partition fences and providing a substitute for sections 2323, 2324, 2326 and 2329 of McClain's Code.



of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that another bill has been reported favorably covering the same subject.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 220, a bill for an act to amend section 1673 of McClain's Code, in regard to holding fairs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 200, a bill for an act to make annual appropriations to the Iowa State Agricultural society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment: That the words and figures five thousand (5,000) be stricken out of section 1, and three thousand (3,000) be inserted in lieu thereof.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 196, a bill for an act relative to trimming osage orange, willow or other hedge used for division fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment: That the words "four and one-half feet" be stricken out of section 1 and the words "five feet" be inserted in lieu thereof.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 261, a bill for an act to pay to the widow of Capt. J. W. Luke, deceased, late railroad commissioner of Iowa, the salary for the

unexpired term for which he was elected, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 245, a bill for an act to legalize the acts of the council of the town of Coin, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that the same be amended by adding to section 1 the following: "*Provided*, this act shall not affect the rights of parties in any action now pending in any court in this state," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 106, a bill for an act regulating the forfeiture of contracts for sale of real estate, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 91, a bill for an act to repeal section 3630 of the Code of Iowa, relating to special constables, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the word "compensation" in the tenth line and inserting in lieu thereof the words "expense to the state," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 80, a bill for an act to legalize the acts of J. H. Ellsworth, of Clayton county, Iowa, as notary public, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding to section 1 the following, "This act shall not affect

the rights of parties in any action now pending in any court in this state;" also amend section 2 by striking out the word "enforced" in line 2 and insert in lieu thereof the words "in force," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 275, a bill for an act to amend section 3061 of the Code of 1873, in relation to the stay of executions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 34, a bill for an act to amend section 1078 of the Code of 1873, providing for the transfer of corporate stock when used as collateral security, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the last four words, to-wit: "subject to public inspection," and that when so amended the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute for House file No. 97 hereto attached be substituted for the original bill, and that the said substitute do pass.

P. FINCH,  
*Chairman pro tem.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 181, a bill for an act to amend section 2613 of the Code, relative to service of notice, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 180, a bill for an act to amend section 1947 of the Code, relative to indexing of deeds, mortgages and other instruments affecting lots in cities and villages, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 159, a bill for an act to amend section 3507 of the Code of 1873, relating to the jurisdiction of justices of the peace, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 152, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the state library, and provide for an extension of the use thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Public Libraries.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 150, a bill for an act to authorize the state, or any county, or other municipal corporation to receive, hold and manage its devises and bequests made thereto in trust for specific purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows: In section 1, line three, after the word "held" insert "absolutely or," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 290, a bill for an act to authorize the assessment, levy and collection of taxes for park purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the bill hereto attached be substituted, and when so substituted that the same do pass.

C. C. DOWELL,  
*Chairman.*

Substitute read first and second time and passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Davis, House file No. 320, a bill for an act to amend section 1160 of the Code of 1873, as amended by chapter 103 of the acts of the Sixteenth General Assembly, chapter 104 of the acts of the Seventeenth General Assembly, chapter 11 of the acts of the Twentieth General Assembly, and chapter 93 of the acts of the Twenty-second General Assembly, relating to Insurance.

Read first and second time and referred to Committee on Insurance.

By Mr. Grote, House file No. 321, a bill for an act to regulate the stopping of railroad passenger trains.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. McArthur, House file No. 322, a bill for an act to amend section 1550 of the Code, relating to contracts for payment for intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. McNulty, House file No. 323, a bill for an act to increase the number of judges in the Fourth judicial district of the state of Iowa.

Read first and second time and referred to Committee on Judicial Districts.

By Mr. Miller, of Warren (by request), House file No. 324, a bill for an act to repeal section 3793 of the Code of 1873, and to enact a substitute therefor, relating to the compensation of county treasurers.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Nolan, House file No. 325, a bill for an act to amend chapter 62 of the acts of the Twenty-fifth General Assembly entitled "an act to tax the traffic in intoxicating liquors and to regulate and control the same."

Read first and second time and referred to Committee on Ways and Means.

By Mr. Potter, House file No. 326, a bill for an act to provide for the encouragement of the manufacture of sugar, and to provide a compensation therefor.

Read first and second time and referred to Committee on Agriculture.

By Mr. Reed, House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. St. John, House file No. 328, a bill for an act for the extirpation of such weeds as are most injurious to the interests of the farming communities of Iowa.

Read first and second time and referred to Committee on Agriculture.

By Mr. Voelker, House file No. 329, a bill for an act to release and grant to the city of Dubuque certain lands.

Read first and second time and referred to Committee on Public Lands and Buildings.

By Mr. Voelker, House file No. 330, a bill for an act to fix the salaries of mayors and aldermen in cities organized under special charters having a population of 40,000 or more.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Voelker, House file No. 331, a bill for an act to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from abutting property.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Watters, House file No. 332, a bill for an act to amend section 989 of the Code, relative to the drainage of surface waters from the highways.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Hendershot, House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion

county, the election of the officers thereof, and all official acts done and ordinances passed by the council of said town not in contravention of the laws of the state.

Read first and second time and referred to Committee on Judiciary.

By Mr. Spaulding, House file No. 884, a bill for an act providing for Farmers' Institutes, the manner of maintaining and conducting the same, and to repeal chapter 58 of the acts of the Twenty-fourth General Assembly.

Read first and second time and referred to Committee on Agriculture.

#### SENATE MESSAGES.

Senate file No. 247, a bill for an act to amend sections 289 and 290 of the Code of 1878, as amended by chapter 54 of the acts of the Twenty-fifth General Assembly, relating to the bonding of county indebtedness, was read first and second time and placed on file.

The House here took up the pending amendment to section 107 of House file No. 23, as proposed by Mr. Lavender yesterday, and the amendment was adopted.

Mr. McDowell moved to strike out the words "suitable age" in line 1 of section 114, and insert the word "adult" between the words "any" and "person."

Lost.

The bill having been considered section by section, Mr. Brinton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Beil, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts,

Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Wheelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Garner, Haugen, Hauger, Hunt, Jay, Johnson of Webster, Loomis, McQuin, Power, Scott—12.

So the bill passed and the title was agreed to.

The House here took up the special order, next in order on the Calendar, set for Friday, February 14th, at 10 A. M., which was House file No. 2, a bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the state and legislative departments.

On motion of Mr. Temple, the report of the committee recommending amendments was adopted.

On motion of Mr. Temple, the bill was made a special order for Monday, February 17th, at 11 A. M.

On motion of Mr. Doubleday, House file No. 95, a bill for an act to amend paragraph 4 in section 796 of the Code of Iowa for the year 1873, for the levying of tax for county bridges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Good moved to amend line 3 by striking out the words "five thousand" and inserting "ten thousand."

Carried.

Mr. Doubleday moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brighton, Cook, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Gurley, Hinkhouse, Hinman, McAchran, McDonald, McDowell, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Potter, Putnam, Ray, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—49.

The nays were:

Messrs. Allen, Bailey, Bowen, Brinton, Byington, Clark, Classen, Griswold, Grote, Hazen, Hendershot, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McArthur, McNulty, Manahan, Merrell, Merriam,



Miller of Cherokee, Nietert, Parker, Porter, Prentis, Reed, Smith, Temple, Wheeler—83.

Absent or not voting:

Messrs. Chapman, Cornwall, Early, Edwards, Garner, Haugen, Hauger, Hunt, Huntley, Jay, Johnson of Webster, Loomis, McQuin, Power, Scott, St. John, Weaver—17.

The bill having failed to receive a constitutional majority, was declared to have been lost.

On motion of Mr. Davis, Senate file No. 247, a bill for an act to amend sections 289 and 290 of the Code of 1878, as amended by chapters 55 and 56 of the laws of the Twenty-fifth General Assembly of the State of Iowa, relating to the bonding of county indebtedness, was substituted for House file No. 229.

Mr. Davis moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Double-day, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Goed, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McCachran, McArthur, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Cornwall, Garner, Haugen, Hauger, Hunt, Huntley, Jay, Johnson of Webster, Loomis, McDonald, McQuin, Potter, Power, Spaulding, Scott, Weaver—18.

So the bill passed and the title was agreed to.

House file No. 137, a bill for an act relative to the governing of plumbing and plumbers in all cities and towns having

water supply and sewerage, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 105, a bill for an act to protect sheep and horse raising, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 190, a bill for an act to amend chapter 33, acts of the Twenty-fourth General Assembly, in relation to voting, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 151, a bill for an act to amend section 1045 of chapter 2 of McClain's Code of Iowa, relating to registration of voters, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 177, a bill for an act to amend section 1, chapter 33, acts of the Twenty-fourth General Assembly, relating to the manner of holding elections, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 85, a bill for an act to regulate the practice of dentistry in the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 117, a bill for an act to purchase the long weather record at Muscatine, Iowa, and to continue the same by the establishment of a station and appointment of an observer of the State Weather Bureau at Muscatine, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 141, a bill for an act to regulate the satisfaction of record of mortgages and to provide for a fee to the recorder of deeds therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 104, a bill for an act for the punishment of crimes for second and subsequent offenses, and what shall be deemed *prima facie* evidence of a former conviction, with report of committee recommending it be indefinitely postponed,

was taken up, considered, and the report of the committee was adopted.

House file No. 169, a bill for an act to amend chapter 161 of the Eighteenth General Assembly, relating to election of assessor, was referred to the Committee on Judiciary for correction on the request of Mr. Hinkhouse.

House file No. 132, a bill for an act to amend section 3812 of the Code, in relation to jury fees, was referred to Committee on Judiciary on the request of Mr. Potter.

House file No. 138, a bill for an act to provide for the appointment of an examiner of accounts of all county officers in the State of Iowa, was recommitted to the Committee on Judiciary on request of Mr. Hendershot.

Mr. Allen moved that House file No. 121, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly of the State of Iowa, be made a special order for Wednesday, February 19th, at 10 A. M.

Carried.

On motion of Mr. Wood House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent action of the councils of said town, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Wood offered the following amendment:

SECTION 2. This act being deemed of immediate importance shall be in full force and effect on and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Earlham Echo, a newspaper published at Earlham, Iowa, without expense to the state.

Adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brighton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Launder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren,

Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brinton, Chapman, Cornwall, Funk, Garner, Haugen, Hauger, Hunt, Huntley, Jay, Johnson of Webster, Loomis, McQuin, Manahan, Porter, Power, Scott—19.

So the bill passed and the title was agreed to.

On motion of Mr. McArthur, House file No. 253, a bill for an act to amend section 454 of the Code of Iowa, relating to the powers of cities, with report of Committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, McAchran, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Early, Garner, Haugen, Hauger, Hunt, Jay, Johnson of Webster, Loomis, Lowry, McQuin, Manahan, Porter, Power, Scott—16.

So the bill passed and the title was agreed to.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote on House file No. 85.

H. J. GRISWOLD.

I second the motion.

M. L. TEMPLE.

On motion of Mr. Baker, House file No. 226, a bill for an act to amend section 1, chapter 171, of the acts of the Twenty-first General Assembly, providing for the levy of tax for fire purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Baker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Wheelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Hunt, McArthur, Power, Cornwall, Jay, McQuin, Scott, Garner, Johnson of Webster, Manahan, Thompson, Haugen, Loomis, Mayne—15.

So the bill passed and the title was agreed to.

Mr. Evans moved that House file No. 46, a bill for an act granting additional powers to cities of the second class, and to incorporated towns, relating to the construction of sewers and drains, be made a special order for Thursday at 10 A. M.

Carried.

On motion of Mr. Dowell, House file No. 260, a bill for an act to amend section 475 of the Code of 1873, and to enable

cities of the first class to buy or construct water works, and to provide for the management thereof, and giving them additional powers in respect thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Dowell moved to amend section 6 as follows:

Strike out the word "vote" in line 3, and insert in line 4 the word "voting" after the word "city."

Carried.

Mr. Dowell moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Neitert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Davis, Funk, Garner, Haugen, Hauger, Hunt, Jay, Johnson of Webster, Loomis, McAchran, McQuin, Manahan, Mayne, Miller of Warren, Porter, Power, Scott—19.

So the bill passed and the title was agreed to.

The Speaker announced as the conference committee in reference to Senate Joint Resolution No. 11, relative to maps:

Messrs. Morrison of Grundy, Spaulding of Floyd, Martin of Adair, McDonald of Iowa.

The Journal of yesterday was corrected and approved.

Mr. Finch, from the Committee on Judiciary, asked to recall House files Nos. 180, 261, 169, 182 and 136.

Mr. Nolan called up his resolution which was laid over, relative to the grouping of bills of a similar nature by the chairman of the committee before which the bill comes, and moved its adoption.

Lost.

Messrs. Lavender and Miller of Warren were excused until Tuesday.

Mr. Hazen was excused until Monday.

On motion of Mr. Hendershot the House adjourned until 10 A. M. Monday.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Monday, February 17, 1896. }

House met at 10 A. M. with Mr. Early in the Chair.

The opening prayer was offered by the Rev. J. F. Nugent,  
of Des Moines.

#### PETITIONS AND MEMORIALS.

Messrs. Gurley, Morrison of Keokuk, Wells, Crow, Frazee, Cook and Morrison of Grundy, presented communications of members of various G. A. R. Posts in answer to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Gurley and Miller of Buena Vista presented resolutions of Upper Des Moines Editorial association, protesting against discrimination by insurance companies against the use of gasoline engines.

Referred to Committee on Insurance.

Messrs. Thompson, Manahan and Gurley presented petitions of the citizens of their respective counties, asking for a memorial and art building.

Referred to Committee on Semi-Centennial and Memorial and Art Building.

Messrs. Nolan and Miller of Cherokee presented petitions of the citizens of their districts, asking for pure food.

Referred to Committee on Public Health.

Messrs. Martin, McCachran, Early and Evans presented petitions of the citizens of their respective districts, asking for the passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Funk, Gurley and Morrison of Keokuk presented petitions of the citizens of their respective districts, asking for the passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Brinton presented petition of citizens of Hamilton county, asking for state regulation of express companies.



Referred to Committee on Telegraph, Telephone and Express.

Mr. Tibbitts presented communication of H. B. Miller and others, asking passage of bill making term of county officers four years.

Referred to Committee on Elections.

Mr. Van Houten presented communication of H. P. Jaqua, in reference to election of clerks, and primary elections.

Referred to Committee on Elections.

Mr. Bird presented petition of citizens of Cerro Gordo county, relative to transporting scholars from weaker to stronger schools.

Referred to Committee on School and Text Books.

Mr. McArthur presented petition of citizens of Des Moines county, asking the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Van Houten offered the following resolution, which was laid over under rule 84:

*Resolved, by the House of Representatives, That the Auditor of State is hereby requested to furnish information to this House on the following subjects:*

*First.*—The number of miles of railroad in the state.

*Second.*—The value of said railroads, computed on cost of construction, including bridges and rolling stock.

*Third.*—The assessed valuation, as listed for taxation, of all railroad property in the state, and the amount of taxes received by the state as taxes from railroads.

*Fourth.*—The amount of tax paid by railroads to the counties, townships, cities, towns, school and road districts, and if such data is not at hand, an estimate is desired.

*Fifth.*—The sum of money that might be expected to be received by the state treasury from railroad tax if railroads were taxed on the same basis as telegraph and telephone lines are taxed.

*Sixth.*—The amount of money received from telegraph, telephone and express corporations, and if express corporations pay no taxes so state.

*Seventh.*—The amount of tax received from insurance and other corporations paying directly into the state treasury.

*Eighth.*—The amount of money received from fees, so grouped as to give definite information as to sources from whence received.

*Ninth.*—The advisability of changing the laws so that all corporation taxes shall be paid into the state treasury.

Where facts and figures are not accessible for answers to the above, estimates are desired.

As the information requested is for the purpose of aiding the Legislature in arriving at ways and means for raising the necessary revenue, the state auditor is requested to offer such suggestions as he may think proper, and

give such additional information as in his judgment may aid in forming conclusions as to the desirability of a change in the existing revenue system of the state.

#### REPORT OF COMMITTEE.

Mr. Bailey, from the Committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your Committee on Judicial Districts, to whom was referred House file No. 251, a bill for an act creating the Twentieth judicial district of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein, and also providing for an election of four judges in the Second and three judges in the Sixth judicial districts, and defining the jurisdiction of said courts therein and the time for holding terms of court in said districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. F. BAILEY,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Brighton (by request), House file No. 335, a bill for an act to define the liability of fire insurance companies, save property for taxation, discourage incendiarism and lessen the cost of insurance.

Read first and second time and referred to Committee on Insurance.

By Mr. Finch, House file No. 336, a bill for an act to punish the keepers of places where opium is smoked or otherwise used therein, and persons who resort thereto for such purposes.

Read first and second time and referred to Committee on Public Health.

By Mr. McAchran, House file No. 337, a bill for an act to amend paragraph 1, of section 17, of chapter 62, acts of the Twenty-fifth General Assembly, to tax the traffic in intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Manahan, House file No. 338, a bill for an act to establish a county court.

Read first and second time and referred to Committee on Judiciary.

By Mr. Manahan, House file No. 339, a bill for an act to amend section 3173 of the Code of 1873, relative to appeal of cases to the district court.

Read first and second time and referred to Committee on Judiciary.

By Mr. Morrison of Keokuk, House file No. 340, a bill for an act to provide for the support of a station to distribute material for the infection of insect diseases.

Read first and second time and referred to Committee on Agriculture.

By Mr. Morrison of Keokuk (by request), House file No. 341, a bill for an act to regulate the sale of nursery stock.

Read first and second time and referred to Committee on Horticulture.

By Mr. Potter, House file No. 342, a bill for an act to amend chapter 157 of the acts of the Twenty-first General Assembly in relation to the giving of surety bonds.

Read first and second time and referred to Committee on Judiciary.

By Mr. Potter, House file No. 343, a bill for an act to amend section 1132 of the Code of 1873.

Read first and second time and referred to Committee on Judiciary.

By Mr. Watters, House file No. 344, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly, relating to the practice of medicine.

Read first and second time and referred to Committee on Public Health.

The Journal of Saturday was corrected and approved.

Mr. Gurley moved the house take a recess until 11 A. M.

Carried.

At 11 A. M. Speaker Byers called the House to order.

The House here took up the special order which was set for 11 A. M. to-day, being House file No. 2, a bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the state and legislative departments.

Mr. Van Houten moved to amend section 1, chapter 3, by striking out the word "vote," as recommended by the committee, and substituting the word "majority," as recommended by the Code Commission

Adopted.

Mr. Martin moved to strike out the words after "passage" in section 6, chapter 3, and insert "unless some specified time is provided in the bill."

On a division, there were 33 for and 21 against.

So the amendment was adopted.

Mr. McNulty moved to strike out the word "thirty" in section 7, chapter 3, as recommended by the committee, and insert "fifty," as proposed by the Code Commission.

Adopted.

Mr. Finch moved to amend section 8 of chapter 3 by striking out the words "this Code" and insert in place thereof the words "the Code of 1873."

Adopted.

Mr. Merriam moved to amend section 11, chapter 3, by inserting the word "State" before the word "University" in line 4, and the word "historical" in line 5.

Adopted.

Mr. St. John moved to amend section 2 of chapter 4 by striking out the figures "1896" in line 1 and leaving the space blank.

Adopted.

Mr. Temple moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Reed, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Chapman, Cornwall, Davis, Garner, Grote, Jay, Johnson of Webster, Lavender, Loomis, McArthur, McQuin, Miller of Warren, Nietert, Power, Ray, Scott, Smith, Weaver—19.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 51, a bill for an act to legalize and correct any error in the proceedings and acts incorporating the town of Ionia, Chickasaw county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 166, A bill for an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of its officers and all acts done and ordinances passed by the council of said town.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the concurrent resolution, in which the concurrence of the Senate was asked, relative to the mileage of Visiting Committees.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers, and all official acts done and ordinances passed by the council of said town not in contravention of the laws of the state of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 113, a bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, in relation to public libraries.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 111, a bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devises and bequests made thereto, absolutely or in trust for specific purposes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 181, a bill for an act to amend chapter 7 of the acts of the Twentieth General Assembly, relating to the appointment of city marshals.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following House file No. 109, with amendments, in which the concurrence of the Senate was asked:

A bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa.

W. E. BULLARD,  
*Secretary.*

Mr. Dowell moved that the vote by which the bill was just passed be reconsidered.

Mr. Temple seconded the motion.

Mr. Ray was excused until to-morrow.

Mr. Early moved that the House adjourn until 9 A. M. to-morrow.

Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, February 18, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. D. M. Helmick, pastor of the M. E. church, Altoona, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Mayne, Early, Haugen, Frazee, Reed, Wilson, Finch, Jay, Weaver, Clark, Power, Whittier, McDowell and Hinman presented communications of various G. A. R. Posts, relative to questions asked them concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Davis, McDowell, Porter, Weaver and Haugen presented petitions of citizens of their respective counties, asking for the passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Jay, Whelan, Frink, Miller of Warren, Mayne, Early and Mr. Speaker presented petitions of various citizens of their respective districts, asking state control of express companies in Iowa.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Van Houten presented petition of citizens of Taylor county, asking for the passage of House file No. 259 with some amendments.

Referred to Committee on Building and Loan.

Messrs. Hinman and Gurley presented petitions of citizens of their respective districts, asking passage of House file No. 806.

Referred to Committee on Banks and Banking.

Messrs. Reed, Power, Watters, Klemme, Smith, Mayne, Nietert and Whelan presented petitions of citizens of their respective districts, asking for a memorial and art building.

Referred to Committee on Appropriations.



Mr. Mayne presented petition of citizens of his district, asking for equal political rights for women.

Referred to Committee on Woman's Suffrage.

Mr. Frink presented petition of citizens of his district, asking for the passage of a law regulating building and loan associations.

Referred to Committee on Building and Loan.

Messrs. McDonald, Haugen and Jay presented petitions of citizens of their districts, asking for the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Allen presented petition of citizens of Van Buren county, asking for the removal of the dam at Bonaparte.

Referred to Committee on Fish and Game.

Messrs. Power and Miller of Cherokee presented petitions of the Upper Des Moines Editorial association, in reference to insurance rates on gasoline engines in printing offices.

Referred to Committee on Insurance.

Messrs. Whittier and Early presented petitions of citizens of their districts, asking for the passage of House file No. 1.

Referred to Committee on Appropriations.

Mr. Hazen presented petition of Christian Citizens' League of Waterloo, asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Miller of Buena Vista presented remonstrance of N. A. Lundvall, protesting against passage of bill allowing physicians to become registered pharmacists under certain conditions.

Referred to Committee on Pharmacy.

Mr. Morrison of Keokuk offered the following resolution:

WHEREAS, We have read the analysis and experience of the employes of the Asylum for the Insane at Independence on the difference in the quality of Iowa and Illinois coal, and it appears to be the difference between "Tweedle dee" and "Tweedle dum;" therefore, be it

*Resolved, by the House, the Senate concurring,* That we advise the trustees of the Asylum for the Insane at Independence and all other state institutions to use Iowa coal as far as possible, and that we further recommend them to use, as far as possible in these institutions, articles of Iowa manufacture and in purchasing supplies of all kinds, where quality and price is the same, to give Iowa merchants the preference.

Laid over under rule 34.



## REPORTS OF COMMITTEES.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House file No. 288, a bill for an act to amend section 3, chapter 105 of the acts of the Twenty-second General Assembly, by providing for the compensation of the members of the soldiers' relief commission, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment:

That the words, "said soldiers' relief fund" be stricken out and the the following be inserted in lieu thereof: "county fund."

J. B. CLASSEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House file No. 5, a bill for an act assenting to chapter 1 of title 4 of the proposed Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. B. CLASSEN,  
*Chairman.*

Ordered passed on file.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 284, a bill for an act to repeal chapter 50 of the acts of the Twenty-fourth General Assembly, and to provide a substitute therefor, and to enlarge the duties and powers of the state dairy commissioner and provide an appropriation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as hereby substituted, and that the same be printed.

D. H. BOWEN,  
*Chairman.*

The substitute was read first and second time and passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 182, a bill for an act to amend section 3812 of the Code, in relation to jury fees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 43, a bill for an act to regulate the manner of recording and keeping perfect land titles, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 237, a bill for an act providing for the better protection of the ownership of logs and lumber lying or being in any of the waters of this state, or bordering on this state, and providing penalties for the violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 305, a bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county

revenue in 1895, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

By adding to section 1 the following: "But nothing herein shall in any way effect litigation now pending and referring in any manner to said subject." Also insert the word "Iowa" between the words "Keosauqua" and "respectively" in the third line of section 2, and when so amended the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 318, a bill for an act to amend sections 2017 of the Code, preventing landlords' liens from attaching to personal property, subject to execution for purchase money, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 261, a bill for an act to pay the widow of Capt. J. W. Luke, deceased, late railroad commissioner of Iowa, the salary for the unexpired term to which he was elected, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 136, a bill for an act providing for the appointment of examiners of accounts of all county officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 180, a bill for an act to amend section 1947 of the Code, relative to indexing deeds, mortgages and other instruments affecting lots in

cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 169, a bill for an act to amend chapter 161 of the acts of the Eighteenth General Assembly, relative to the election of assessors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 299, a bill for an act to repeal section 832 of the Code of Iowa and to enact a substitute therefor, relative to county boards of equalization, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 115, a bill for an act to amend section 906, chapter 2, title vi of the Code, as amended by chapter 62 of the acts of the Fifteenth General Assembly, relating to the tax and license of peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House file No. 270, a bill for an act to amend section 801 of the Code of 1873, relating to the assessment of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. FUNK,

*Chairman.*

Ordered passed on file.

Mr. Prentis, from the Committee on Public Health, submitted the following minority report:

MR. SPEAKER—A minority of your Committee on Public Health, to whom was referred Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

Signed:

P. L. PRENTIS,  
T. J. SULLIVAN,  
W. B. BELL,  
G. N. HAUGEN

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 263, a bill for an act to amend section 4 of chapter 200 of the acts of the Twentieth General Assembly, relative to highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 219, a bill for an act to amend section 726 of the Code of Iowa, relative to bridges, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 225, a bill for an act to facilitate the drainage of wet lands and to provide a more equitable apportionment of the taxes incident to said work, and to repeal sections 1208 and 1209 of the Code and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Code Revision Committee having charge of title x of the proposed Code.

H. B. WATTERS,  
*Chairman.*

So ordered.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 64, a bill for an act to provide for the establishment of an insurance department and for the appointment of an insurance superintendent, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 103, a bill for an act for the suppression of wild mustard, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 77, a bill for an act to create and regulate public warehouses and the warehousing, shipping, weighing and inspection of grain, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. McDonald, from the Committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House file No. 53, a bill for an act to provide a substitute for sections 5415, 5416 and 5417 of McClain's Code, and prescribing conditions for the prevention and suppression of hog cholera, swine plague, anthrax and other contagious or infectious diseases of swine in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that House file No. 42, recommended by this committee, covers the subject matter.

M. McDONALD,  
*Chairman.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House file No. 71, a bill for an act to provide for the control and suppression of hog cholera and swine plague in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that House file No. 42, recommended by this committee, covers the subject matter.

M. McDONALD,  
*Chairman.*

Ordered passed on file.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 206, a bill for an act to exempt from taxation Grand Army halls, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—A majority of your Committee on Military, to whom was referred House file No. 1, a bill for an act making an appropriation and providing for the erection of monuments in memory of the Iowa troops on Lookout Mountain and Missionary Ridge (the battles of Chattanooga), beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Mr. Merrell desired that the Journal show that he dissented from the recommendation of the committee on House file No. 1.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 29, a bill for an act to provide for suitably marking the lines and positions held by Iowa troops during the battle of Shiloh, and for the erection of a monument, etc., on the Shiloh Battlefield National Park, commemorating the gallantry and the memory of those who fell, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Mr. Merrell, from the Committee on Public Lands and Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands and Buildings, to whom was referred House file No. 329, a bill for an act releasing and granting to the city of Dubuque title to certain lands, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

N. A. MERRELL,  
*Chairman.*

Ordered passed on file.

Mr. Doubleday called up the motion to reconsider the vote on House file No. 95, whereby it was declared lost.

Motion to reconsider carried.

By unanimous consent, the following amendment was offered by Mr. Ladd:

SECTION 2. All acts or parts of acts inconsistent with section 1 of this bill are hereby repealed.

Adopted.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bird, Brady, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Hinkhouse, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Loomis, McAchran, McDonald, McDowell, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Parker, Perrott, Prentis, Putnam, Ray, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—52.

The nays were:

Messrs. Allen, Brighton, Brinton, Byington, Classen, Griswold, Gurley, Hauger, Hazen, Hendershot, Hunt, Jackson, Jay, Klemme, Lambert, Lowry, Martin, Merriam, Mullin, Nietert, Nolan, Porter, Power, Reed, Smith, Temple, Van Houten, Voelker, Wells, Wood—30.

Absent or not voting:

Messrs. Bell, Bowen, Cornwall, Frazee, Garner, Grote, Haugen, Hinman, Lavender, McArthur, McNulty, McQuin, Manahan, Merrell, Potter, Scott, Weaver—17.

So the bill passed and the title was agreed to.



## INTRODUCTION OF BILLS.

By Mr. Doubleday (by request), House file No. 345, a bill for an act making an appropriation for the relief of Mr. Stone.

Read first and second time and referred to Committee on Claims.

By Mr. Nietert, House file No. 346, a bill for an act to amend section 37 and section 13 of chapter 33, acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

Read first and second time.

Mr. Nietert moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Grote, Jay, Loomis, McQuin, Manahan, Porter, Potter, Scott, Wheeler—10.

So the bill passed and the title was agreed to.

By Mr. Edwards, House file No. 347, a bill for an act to amend section 8809 of the Code of Iowa, relative to compensation of township clerks.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Klemme, House file No. 348, a bill for an act to establish a board of inspectors for steam boilers and steam vessels, and to provide for licensing engineers of steam engines.

Read first and second time and referred to Committee on Public Health.

By Mr. Power, House file No. 349, a bill for an act to amend section 4, chapter 143, acts of the Sixteenth General Assembly, relating to the appointment of judges of the superior courts.

Read first and second time and referred to Committee on Judiciary.

By Mr. Weaver, House file a No. 350, bill for an act to authorize cities to establish a department of health and defining its organized powers and duties.

Read first and second time and referred to Committee on Municipal Corporations.

The House here took up special orders set for 10 A. M. to-day.

On motion of Mr. St. John, House file No. 78, a bill for an act to amend sections 1 and 2 of chapter 79 of the acts of the Twenty-first General Assembly of Iowa, relating to diseased swine, with report of committee recommending amendments, and when so amended the same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Bird moved to amend by striking out all from the word "burned" to the word "so" in line 4, section 5416 of McClain's Code.

Amendment lost.

Mr. Gurley moved as a substitute that the word "thirty" in section 5416 be stricken out and "sixty" inserted, and the words "in the ground" be added after the word "inches."

Substitute lost.

Mr. Garner moved to substitute House file No. 53 for the bill under consideration.

Lost.

Mr. St. John moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry,

McAchran, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Messrs. Byington, Grote, Manahan, Cornwall, McArthur, Scott, Garner, McQuin—8.

So the bill passed and the title was agreed to.

The House here took up special order set for 11 A. M.

On motion of Mr. Classen, House file No. 92, a bill for an act to amend section three (3) of chapter one hundred and thirty-four (134) of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Brinton moved to amend by striking out section 3 and adding as follows:

SEC. 3. On or before the 20th day of April, A. D. 1896, the judges of the Eleventh and Seventeenth districts shall make an order in their respective districts for the period as now provided by law for the duration of said assignment of terms of court.

SEC. 4. All acts and parts of acts in conflict with this act and provisions are hereby repealed.

SEC. 5. This act being deemed of immediate importance, shall be in force from and after its passage and publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Adopted.

Mr. Jackson moved to amend as follows:

Amend by adding the words "and Story" to the third line in section 1.

Also:

Strike out all the second part of section 1, and insert in lieu thereof the following, viz.: "Add to section 3 of chapter 134 of the acts of the Twenty-first General Assembly the following:

"*Twentieth*—The Twentieth district shall consist of the counties of Marshall and Story and shall have one judge."

Also:

In first line of section 2, strike out the word "Seventeenth" and insert the word "Twentieth" and strike out from fourth and fifth lines of section 2 the words "at the same time as does the other judge in said district" and insert the words "December 31, 1898."

Lost.

Mr. Spaulding moved to amend as follows:

Strike out all of section 2 and all of the second division of section 1 after the word "Marshall."

Lost.

Mr. Classen moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Messrs. Power and Merrell demanded the yeas and nays on this question.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, McArthur, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Reed, Smith, St. John, Temple, Tibbits, Van Houten, Watters, Weaver, Wells, Whittier, Williams, Mr. Speaker—58.

The nays were:

Messrs. Baker, Bowen, Byington, Evans, Frazee, Haugen, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Loomis, Lowry, McAchran, McDonald, McDowell, Marti, Merrell, Miller of Buena Vista, Morrison of Keokuk, Nolan, Porter, Power, Ray, Spaulding, Sullivan, Thompson, Voelker, Wheeler, Whelan, Wilson—34.

Absent or not voting:

Messrs. Cornwall, Early, Grote, Lavender, Manahan, Scott, Wood—7.

So the motion, not having received a two third vote, was declared lost.

The House ordered the bill engrossed for a third reading.

Mr. Loomis offered the following concurrent resolution and moved its adoption:

## CONCURRENT RESOLUTION IN RELATION TO VICKSBURG NATIONAL PARK.

WHEREAS, There is now pending in Congress a bill, H. of R. 4339, "to establish a national military park to commemorate the campaign, siege and defense of Vicksburg," which has been favorably reported by the Committee of Military Affairs; and

WHEREAS, Gettysburg and Vicksburg, being inseparably connected, and constituting the greatest epoch in the war of the rebellion, should be equally commemorated in the most impressive and enduring manner possible; and

WHEREAS, The establishment of a national military park to commemorate the campaign, siege and defense of Vicksburg will be the most appropriate, impressive and enduring monument possible to the genius of the commander who there stepped into the front rank of the great captains of the world, and whose face and character are so dear to all Americans; and

WHEREAS, The State of Iowa has an especial interest in this bill for the reason that she had a larger proportion of troops engaged in the operations it proposes to commemorate than had any other state, and for the further reason that a greater number of her troops were there engaged than were brought together by any other operation of the war; therefore,

*Resolved*, That the Twenty-sixth General Assembly of the State of Iowa, by this concurrent resolution, asks its Senators and Representatives in Congress to do all they justly can to secure the prompt passage by Congress of this bill, H. R. 4339, and requests the House Committee on Rules to give an early date for its consideration by the House; and the Secretary of State is hereby instructed to send a copy of this resolution to the Senators and members of the House of Representatives in Congress from Iowa, and to the Hon. Thomas B. Reed, Speaker of the House of Representatives of the United States of America.

**Adopted.**

Mr. Early offered the following resolution, which was laid over under rule 34.

*Resolved*, That the committee reports on House files, from 2 to 28 inclusive, shall be kept in the book of House files left blank for said bills, or in some other convenient form for the use of members and for future reference.

On motion of Mr. Tibbitts, House file No. 83, a bill for an act to amend section 12, chapter 48 of the acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters, with report of committee recommending amendments and when so amended that the same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Tibbitts moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.



On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Gurley, Griswold, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

Messrs. Cook, Hendershot and Morrison of Keokuk—3.

Absent or not voting:

Messrs. Bailey, Cornwall, Crow, Grote, Jackson, Manahan, Merrell, Ray, Scott, Wilson, Wood—11.

So the bill passed and the title was agreed to.

Mr. Morrison of Grundy moved that the substitute for Senate file No. 7 be made a special order at 11 A. M. to-morrow.

Motion carried by a vote of 56 for and 22 against.

Mr. McArthur moved that 200 copies of substitute for Senate file No. 7 be ordered printed.

Carried.

Mr. Doubleday was excused until to-morrow.

Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes was read first and second time and passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 346, a bill for an act to amend section 7 and section 13 of chapter 33 of the acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 64, a bill for an act to revise, amend, and re-enact title 1 of the Code of 1873, relating to the sovereignty and jurisdiction of the state and legislative departments.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked, relative to establishing a military park to commemorate the campaign, siege and defense of Vicksburg.

W. E. BULLARD,  
*Secretary.*

The resolution referred to was the same as introduced by Mr. Loomis and adopted in the House.

Senate file No. 133, a bill for an act to amend sections 2 and 4 of chapter 4, of the acts of the Twenty-fifth General Assembly, in relation to public libraries, was called up and read first and second time and passed on file.

The Journal of yesterday was read and approved.

On motion of Mr. Smith, House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, February 19, 1896. }

House called to order at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. C. H. Stearns, of the Church of Christ, Des Moines.

PETITIONS AND MEMORIALS.

Messrs. Gurley, Smith, Van Houten, Bird, Wheeler, Sullivan, Lavender, Wilson, Griswold, Nietert, Davis, Williams and Grote presented communications of various G. A. R. Posts, relative to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. McAchran, Van Houten, Power, Bowen, Tibbitts, Nietert, Miller of Warren and Thompson, presented petitions of citizens of their districts, asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Porter presented petition of citizens of Appanoose county, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Mr. Frazee presented petition of citizens of his district asking for the passage of Senate file No. 7.

Referred to Committee on Public Health

Messrs. Marti, Finch and Merrell presented petitions of citizens of their respective districts, asking for the passage of House file No. 31.

Referred to Committee on Insurance.

Messrs. Classen and Lauder presented petitions of citizens of their districts, asking for pure foods.

Referred to Committee on Public Health.

Mr. Hinman presented remonstrance of citizens of his district, protesting against recommendation of Code Commission in reference to foreign life insurance companies.



Referred to Committee on Insurance.

Mr. Hendershot presented petition of John C. Ferguson Post No. 49, G. A. R., asking passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Perrott presented petition of citizens of his district, asking for a memorial and art building.

Referred to Committee on Appropriations.

Mr. Loomis presented petition of Jones County Farmers' Institute, asking encouragement of agricultural fairs under certain conditions.

Referred to Committee on Agriculture.

Mr. Watters presented petition of citizens of his district, asking for a law requiring partition fences of osage orange and willow to be trimmed.

Referred to Committee on Agriculture.

Mr. Haugen presented petition of Farmers' Institute of Northwood, in reference to mutual insurance.

Referred to Committee on Insurance.

Mr. Edwards presented petition of citizens in reference to directors of school boards.

Referred to Committee on School and Text Books.

Mr. Edwards presented petition of Shelby County Farmers' Institute in reference to mutual insurance companies.

Referred to Committee on Insurance.

Mr. Grote presented petition of citizens of Crawford county, asking the passage of a bill requiring all passenger trains to stop at county seats in the State of Iowa through which they pass.

Referred to Committee on Railroads and Commerce.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Funk, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined, and find correctly engrossed, House file No. 92, a bill for an act to amend section 3 of chapter 134, of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district.

J. H. FUNK,

*Chairman pro tem.*

Ordered passed on file.

## REPORTS OF COMMITTEES.

Mr. Ray, from the Committee on Normal Schools, submitted the following report:

MR. SPEAKER—Your Committee on Normal Schools, to whom was referred House file No. 198, a bill for an act to establish and maintain schools for the instruction and training of teachers for the common schools, and to provide for the location of such schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with amendments as follows:

In section 3, line 5, of printed bill, before the word "treasurer" insert "a." In section 3, line 7, of printed bill, before the word "treasurer" insert "the." In section 4, line 6, of printed bill, strike out the word "six" before "dollars" and insert "five" instead; in line 8, strike out the word "provide" and insert "be charged" instead; in line 9, strike out "one dollar per month" and insert instead "two dollars per term." In section 5, line 4, of printed bill, strike out the words "not less than twenty-five acres of" and insert instead "sufficient;" in line 7, after the sentence ending with "incumbrance" insert the following: "Said valuation shall be approved by the Executive Council of the state."

W. G. RAY,  
*Chairman*

Ordered passed on file.

Mr. Johnston of Franklin, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 201, a bill for an act to amend section 589 of the Code in reference to the election of clerks of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 155, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 66, a bill for an act to regulate the holding of primary

elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman*

Ordered passed on file.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House file No. 301, a bill for an act to permit the replating of private cemeteries by the owners thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. B. CLASSEN,  
*Chairman*.

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 250, a bill for an act to provide for the equalization of the assessment of personal property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman*.

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 325, a bill for an act to amend chapter 62, acts of the Twenty-fifth General Assembly, entitled an act to tax the traffic in intoxicating liquors and to regulate and control the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows: That section 14 of chapter 62 of the acts of the Twenty-fifth General Assembly be and is hereby amended by adding the following:

“In any township which does not include within its limits a municipal incorporation, one-half of the tax collected therein under the provisions of this act shall be paid to the authorities of said township to be used for the improvements of its roads,” and that when so amended the same do pass.

J. H. FUNK,  
*Chairman*.

Ordered passed on file.

Mr. Potter, from the Committee on Telegraph, Telephone and Express, submitted the following report:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred House file No. 168, a bill for an act to regulate and define the rates of telegraph companies within the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. F. POTTER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred House file No. 143, a bill for an act to prohibit telephone companies from charging extra fees for sending messages across county lines within the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

L. F. POTTER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred House file No. 158, a bill for an act regulating and fixing the rate of charges for telegraph messages, and fixing the maximum tariff for telegraph companies, corporations and individuals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. F. POTTER,  
*Chairman.*

Ordered passed on file.

Mr. Wilson offered the following concurrent resolution, by request, which was referred to Committee on Pardons:

*Resolved, by the House, the Senate concurring,* That the Governor be advised to grant the application of William Slowey for a pardon, to be granted upon the condition, however, that said William Slowey abstain from the use of all intoxicating liquors, avoid association with any and all vicious characters and that he never engage as proprietor or servant in the buying or selling of intoxicating liquors in the State of Iowa, and in all respects shall observe the laws of this state and that upon violation of any of the conditions hereof by said William Slowey, that said pardon shall be immediately revoked.

Mr. Van Houten called up his resolution in reference to information to be asked of the Auditor of State on certain subjects, and moved its adoption.

Mr. Brighton moved to amend by making it a concurrent resolution.

Carried.

Resolution as amended adopted.

Mr. Classen called up House file No. 92, a bill for an act to amend section three (3) of chapter one hundred and thirty-four (134) of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial districts, and to provide a second judge for the Seventeenth judicial district, and moved that the bill be read a third time and put upon its passage.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frink, Funk, Good, Griswold, Grote, Hauger, Hendershot, Hinman, Johnston of Franklin, Ladd, McArthur, McNulty, McQuin, Martin, Merriam, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Putnam, Smith, Weaver, Wells, Whittier, Williams, Wood, Mr. Speaker—45.

The nays were:

Messrs. Baker, Bowen, Byington, Frazee, Garner, Haugen, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Loomis, Lowry, McAchran, McDonald, McDowell, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Keokuk, Nolan, Perrott, Porter, Power, Prentis, Ray, Scott, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Wilson—43.

Absent or not voting:

Messrs. Cornwall, Early, Evans, Gurley, Lauder, Lavender, Mayne, Morrison of Grundy, Potter, Reed, Temple—11.

So the bill, not having received a constitutional majority, was declared to have been lost.

Mr. Power moved that the vote just taken be reconsidered.

Mr. Merrell seconded the motion.

Mr. Power moved that this motion be indefinitely postponed.

Lost.

On motion of Mr. Davis, House file No. 243, a bill for an act to amend section 2360 of McClain's Code, relating to the sale



of liquors by pharmacists, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Davis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brighton, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Klemme, McAchran, McArthur, McDonald, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, St. John, Thompson, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—59.

The nays were:

Messrs. Bird, Brinton, Classen, Johnston of Franklin, Ladd, McNulty, Mullin, Nietert, Scott, Temple—10.

Absent or not voting:

Messrs. Baker, Byington, Cornwall, Early, Frazee, Garner, Grote, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Lambert, Lauder, Lavender, Lowry, McDowell, Manahan, Marti, Merrell, Nolan, Porter, Power, Spaulding, Sullivan, Tibbitts, Voelker, Wheeler, Wilson—30.

So the bill passed and the title was agreed to.

On motion of Mr. Dowell, Senate file No. 113, a bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, relating to public libraries, was taken up and substituted for House file No. 231.

Mr. Dowell moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bowen, Chapman, Classen, Doubleday, Dowell, Evans, Griswold, Grote, Hauger, Johnston of Franklin, Lauder, Lowry, McArthur, McNulty, McQuin, Martin, Mayne, Morrison of Keokuk, Perrott, Reed, Watters, Whelan, Mr. Speaker—23.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Byington, Clark, Cook, Crow, Edwards, Finch, Frazee, Frink, Funk,

Garner, Good, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Loomis, McAchran, McDonald, McDowell, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Mullin, Nolan, Parker, Porter, Potter, Power, Prentis, Ray, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whittier, Williams, Wilson, Wood—59.

Absent or not voting:

Messrs. Baker, Brinton, Cornwall, Davis, Early, Hinman, Lavender, Manahan, Marti, Miller of Cherokee, Morrison of Grundy, Nietert, Putnam, St. John, Sullivan, Temple, Weaver—17.

So the bill was declared lost.

The following motion to reconsider was filed:

MR. SPEAKER—I move that the vote on House file No. 92 be reconsidered.

J. A. GARNER.

I second the motion.

R. T. ST. JOHN.

On motion of Mr. Watters, House file No. 186, a bill for an act to extend the privileges of free public libraries to towns, villages and townships, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Watters moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Cornwall, Early, Edwards, Garner, Grote, Haugen, Hinman, Hunt, Lavender, Lowry, Manahan, St. John—13.

So the bill passed and the title was agreed to.

On motion of Mr. Bell, House file No. 37, a bill for an act to authorize cities to acquire real estate within and without territorial limits for the purpose of outlets for sewers; and pay for the same out of the general fund of the city or out of the sewer fund of the sewer district of which the same is the outlet, with report of committee recommending amendments and when so amended the same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Temple moved that the words following the word "improvement" in section 2, line 5, be stricken out.

Carried.

Mr. Bell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Cornwall, Davis, Dowell, Haugen, Lavender, McArthur, McDowell—8.

So the bill passed and the title was agreed to.



On motion of Mr. Funk, House file No. 194, a bill for an act entitled an act to increase the support fund of the boys' department of the Iowa Industrial School, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Funk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—93.

Mr. Tibbitts voting in the negative.

Absent or not voting:

Messrs. Cornwall, Finch, Lauder, Lavender, Manahan—5.

So the bill passed and the title was agreed to.

On motion of Mr. St. John, House bill No. 224, a bill for an act to make appropriation for the support of the Iowa Weather and Crop Service, with report of committee recommending passage, was taken up, considered, and the report of the Committee adopted.

Mr. St. John moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen,

Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Byington, Cornwall, Finch, Funk, McNulty, Morrison of Grundy, Porter, Wheeler—9.

So the bill passed and the title was agreed to.

Mr. Mullin called up his motion to reconsider the vote whereby House file No. 81 was declared lost.

On the motion to reconsider a division was called for, which resulted as follows: 46 for and 31 against.

Motion to reconsider carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brinton, Chapman, Classen, Cook, Crow, Davis, Early, Frazee, Griswold, Grote, Hauger, Hazen, Hendershot, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Mullin, Nolan, Power, Prentis, Ray, Reed, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Wheeler, Whelan, Wilson, Mr. Speaker—56.

The nays were:

Messrs. Bailey, Brighton, Clark, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Gurley, Haugen, Huntley, Johnson of Webster, Loomis, McAchran, McDonald, Martin, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Potter, Putnam, Scott, Smith, Van Houten, Watters, Weaver, Wells, Williams, Wood—37.

Absent or not voting:

Messrs. Bell, Byington, Cornwall, Doubleday, Dowell, Hinkhouse, McArthur, Whittier—8.

So the bill, having failed to receive a two-thirds vote, was declared lost.

The following motion to reconsider was filed.

MR. SPEAKER—I move that the vote on Senate file No. 113 be reconsidered.

J. H. FUNK,

I second the motion.

M. L. TEMPLE.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 58, a bill for an act to authorize townships to vote taxes to build public halls, in which to hold elections and public meetings.

W. E. BULLARD,  
*Secretary.*

The House here took up special order set for 11 A. M. to-day, which was the substitute for Senate file No. 7.

Mr. Mayne offered the following amendment and moved its adoption:

Amend section 1, by inserting after the word "cigarettes" in the second line, the words "or cigarette wrappers."

Amend section 2, by inserting in lines 1, 6 and 7, after the word "cigarette," in each line, the words "or cigarette wrappers."

Adopted.

Mr. Morrison of Grundy offered the following substitute to the bill and moved its adoption:

Strike out all after the enacting clause and insert:

SECTION 1. There shall be assessed against every person, partnership or corporation engaged in selling or keeping with intent to sell at retail any cigarettes, cigarette wrappers or cigarette paper, and upon any real property and the owner thereof, whereon cigarettes, cigarette wrappers or cigarette paper are sold or kept with intent to sell in this state, a tax of \$1,000 per annum, to be determined in the same manner and devoted to the same purposes as the tax provided for in chapter 62, acts of the Twenty-fifth General Assembly, entitled, "An act to tax the traffic in intoxicating liquors and to regulate and control the same."

SEC. 2. Any sale of cigarettes, cigarette wrappers or cigarette papers of less value than \$25, is hereby declared to be a retail sale within the meaning of section 1 hereof.

SEC. 3. Any person who shall give away any cigarettes, cigarette wrappers or cigarette paper shall be deemed guilty of a misdemeanor, and upon conviction shall be punished for the first offense by a fine of not less than \$10, nor more than \$50, and for every subsequent offense by fine of not less than \$25, nor more than \$100, and shall stand committed until such fines and costs are paid.

The substitute was adopted.

On motion of Mr. McArthur the substitute was made a special order for 11 A. M. to-morrow.

#### INTRODUCTION OF BILLS.

By Mr. Chapman, House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, a soldier's orphans, at the Soldier's Orphans Home.

Read first and second time and referred to Committee on Claims.

By Mr. Brighton (by request), House file No. 352, a bill for an act to prevent editors and publishers of newspapers and other publications from combining to fix rates of advertising and for other purposes.

Read first and second time and referred to Committee on Printing.

By Mr. Van Houten, House file No. 353, a bill for an act to prohibit railroad companies from making extortionate charges for storing the baggage of passengers transported over railroads.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Parker (by request), House file No. 354, a bill for an act for the relief of James T. Ward.

Read first and second time and referred to Committee on Claims.

By Mr. Miller of Warren, House file No. 355, a bill for an act defining bicycles and regulating their use.

Read first and second time and referred to Committee on Roads and Highways.

On motion of Mr. Wood, Senate file No. 199, a bill for an act appropriating money to defray the expenses of the Inaugural ceremonies, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, McAchran, McArthur, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

Mr. Lowry voted in the negative.

Absent or not voting:

Messrs. Cornwall, Edwards, Grote, Haugen, Hinman, Jackson, Lauder, McQuin, Manahan, Morrison of Grundy, Thompson, Wheeler—12.

On motion of Mr. Lambert, House file No. 171, a bill for an act to authorize the manufacture, sale and transportation of spiritous, malt and vinous liquors, with report of committee without recommendation, was taken up and considered.

Mr. Lambert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Byington, Frazee, Good, Grote, Hazen, Hinkhouse, Hunt, Jackson, Jay, Klemme, Lambert, Lowry, McArthur, McDowell, McNulty, Manahan, Marti, Merrell, Nolan, Porter, Power, Sullivan, Tibbitts, Voelker, Wilson, Mr. Speaker—27.

The nays were:

Messrs. Allen, Bell, Bird, Brighton, Brinton, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frink, Funk, Griswold, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McAchran, McDonald, McQuin,



Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Watters, Weaver, Wells, Whelan, Williams, Wood—61.

Absent or not voting:

Messrs. Bowen, Brady, Chapman, Cornwall, Edwards, Garner, Gurley, Morrison of Grundy, Wheeler, Whittier—10.

So the bill was declared lost.

On motion of Mr. Lambert, House file No. 170, a bill for an act to authorize and regulate the sale of intoxicating liquors in counties, cities and incorporated towns upon the vote of the electors thereof, with report of committee without recommendation was taken up and considered.

Mr. Lambert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Byington, Frazee, Grote, Hazen, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lowry, McDowell, Manahan, Marti, Merrell, Nolan, Porter, Power, Sullivan, Voelker, Wheeler, Wilson—21.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Loomis, McAchran, McArthur, McDonald, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—73.

Absent or not voting:

Messrs. Bowen, Cornwall, Gurley, Ladd, Lauder—5.

So the bill was lost.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 66, a bill for an act to prevent blindness and for the care of infants affected with disease of the eyes, and provide a penalty for the violation thereof.

W. E. BULLARD,  
*Secretary*

Mr. Wheeler was excused until Tuesday.

The Journal of yesterday was corrected and approved.

Mr. Early called up his resolution laid over in reference to Code Commission bills Nos. 2 to 28 inclusive and moved its adoption.

Carried.

On motion of Mr. Ladd, the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Thursday, February 20, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. Alfred Knoll, of Des Moines.

Mr. Wood was excused until Saturday.

The following communication was received from the Auditor of State in reference to expenditures by the Soldiers' and Sailors' Monument Commission, and 300 copies ordered printed.

STATE OF IOWA, }  
AUDITOR'S OFFICE, }  
DES MOINES, February 19, 1896. }

*House of Representatives of the Twenty-sixth General Assembly:*

GENTLEMEN—In compliance with a resolution adopted by your body on the 6th inst., I have the honor to submit the following as an itemized statement of the expenditures from the soldiers' and sailors' monument appropriation, up to February 10, 1896.

Very respectfully,

C. G. MCCARTHY,  
*Auditor of State.*

STATEMENT OF CONDITION OF SOLDIERS' MONUMENT APPROPRIATION TO  
FEBRUARY 10, 1896.

1889.

February 1, to warrant, Ticknor & Co.....	\$ 2.10
February 1, to warrant, Iowa State Register.....	5.00
February 11, to warrant, Engine and Building Record.....	6.00
May 1, to warrant, Ireland Publishing Co.....	3.00
May 1, to warrant, Democrat-Gazette.....	14.20
May 20, to warrant, W. C. Edinger.....	75.05
July 9, to warrant, H. A. Ketcham.....	500.00
August 31, to warrant, J. D. Hunter.....	150.00
October 1, to warrant, Robt. Kraus.....	250.00

1891.

August 25, to warrant, Geo. G. Wright.....	40.10
August 25, to warrant, James Harlan.....	101.10
August 25, to warrant, S. J. Kirkwood.....	38.00
August 25, to warrant, L. E. Mitchell..	24.00
August 25, to warrant, E. Townsend.....	38.00
August 25, to warrant, D. N. Richardson.....	104.00
August 25, to warrant, Edward Johnston.....	63.60



## 1892.

February 3, to warrant, Geo. G. Wright .....	\$ 16.00
February 3, to warrant, H. H. Trimble.....	23.00
February 3, to warrant, E. Townsend.....	19.00
February 3, to warrant, L. E. Mitchell.....	58.00
February 3, to warrant, D. N. Richardson.....	110.00
April 7, to warrant, Geo. G. Wright.....	12.00
April 7, to warrant, E. Townsend.....	26.00
April 7, to warrant, H. H. Trimble.....	23.00
April 7, to warrant, H. H. Tremble.....	27.00
April 7, to warrant, D. N. Richardson.....	33.50
December 2, to warrant, Davenport Democrat.....	5.00
December 2, to warrant, Davenport Democrat.....	15.75
December 2, to warrant, D. N. Richardson.....	470.85
December 2, to warrant, L. Eisemings.....	15.25

## 1893.

April 7, to warrant, New England Monument Co.....	275.00
October 4, to warrant, New England Monument Co.....	350.00
December 21, to warrant, Chicago Tribune.....	67.20
December 21, to warrant, New York Tribune.....	61.20
December 21, to warrant, Boston Herald.....	24.00
December 21, to warrant, Karl Gerhardt.....	500.00
December 21, to warrant, Geo. M. Huss.....	20.00
December 21, to warrant, C. A. Jamison.....	1.90
December 21, to warrant, E. Townsend.....	40.60
December 21, to warrant, Cora C. Weed.....	134.25
December 21, to warrant, Davenport Democrat.....	24.30
December 21, to warrant, H. H. Trimble.....	32.90
December 21, to warrant, Geo. G. Wright.....	16.00
December 21, to warrant, James Harlan.....	50.00
December 21, to warrant, S. J. Kirkwood.....	4.00
December 27, to warrant, D. N. Richardson.....	1,046.25

## 1894.

March 9, to warrant, Davenport Democrat.....	24.57
March 9, to warrant, D. N. Richardson.....	433.35
March 9, to warrant, Cora C. Weed.....	116.75
March 9, to warrant, H. H. Trimble.....	100.05
March 9, to warrant, L. E. Mitchell.....	65.40
March 9, to warrant, E. Townsend.....	46.80
March 9, to warrant, O. E. Pearson.....	54.60
April 30, to warrant, D. N. Richardson.....	167.85
April 30, to warrant, E. Townsend.....	55.60
April 30, to warrant, James Harlan.....	35.92
April 30, to warrant, Cora C. Weed.....	101.75
April 30, to warrant, H. H. Trimble.....	85.30
April 30, to warrant, Iowa Capital.....	2.25
April 30, to warrant, Nelly Murry.....	3.00
June 9, to warrant, Bennett Bros.....	495.00
June 18, to warrant, Bennett Bros.....	240.00
July 14, to warrant, Schrickler & Rodler.....	5,165.32

July 30, to warrant, B. Schriener.....	\$ 12.00
July 31, to warrant, C. H. Gatch.....	16.00
July 31, to warrant, E. Townsend.....	17.30
July 31, to warrant, James Harlan.....	54.67
July 31, to warrant, H. H. Trimble.....	68.17
July 31, to warrant, D. N. Richardson.....	189.05
July 31, to warrant, Cora C. Weed.....	185.80
July 31, to warrant, Davenport Democrat.....	6.50
August 8, to warrant, Schrieker & Rodler.....	2,232.15
September 8, to warrant, R. S. Finkbine.....	262.80
September 6, to warrant, Carl Rohl-Smith.....	2,100.00
September 12, to warrant, Schrieker & Rodler.....	1,418.48
September 15, to warrant, R. S. Finkbine.....	201.50
September 17, to warrant, H. H. Trimble.....	197.40
September 17, to warrant, Cora C. Weed.....	110.20
September 17, to warrant, D. N. Richardson.....	163.20
September 17, to warrant, L. E. Mitchell.....	106.74
September 17, to warrant, E. Townsend.....	82.30
September 17, to warrant, James Harlan.....	54.75
September 17, to warrant, C. H. Gatch.....	49.00
October 16, to warrant, American Bronze Co.....	950.00
October 17, to warrant, Schrieker & Rodler.....	3,780.77
October 29, to warrant, Carl Rohl-Smith.....	1,089.12
November 9, to warrant, American Bronze Co.....	805.25
November 14, to warrant, Carl Rohl-Smith.....	956.95
November 14, to warrant, Schrieker & Rodler.....	8,355.44
December 6, to warrant, Schrieker & Rodler.....	10,791.26
December 8, to warrant, R. S. Finkbine.....	240.00
December 8, to warrant, R. S. Finkbine.....	11.55
December 8, to warrant, Schrieker & Rodler.....	2,000.00
December 8, to warrant, Schrieker & Rodler.....	225.70
December 15, to warrant, D. N. Richardson.....	105.00
December 15, to warrant, James Harlan.....	36.92
December 15, to warrant, L. E. Mitchell.....	29.50
December 15, to warrant, H. H. Trimble.....	29.40
December 15, to warrant, E. Townsend.....	17.85
December 15, to warrant, C. H. Gatch.....	8.00
December 15, to warrant, Cora C. Weed.....	140.05
December 26, to warrant, American Bronze Co.....	1,275.00
December 28, to warrant, R. S. Finkbine.....	47.80

## 1895.

January 10, to warrant, C. H. Gatch.....	40.80
January 10, to warrant, Edward Townsend.....	35.45
January 10, to warrant, Frank D. Jackson.....	18.00
January 10, to warrant, H. H. Trimble.....	34.50
January 10, to warrant, D. N. Richardson.....	57.25
January 10, to warrant, Cora C. Weed.....	52.00
January 10, to warrant, James Harlan.....	32.00
February 5, to warrant, Carl Rohl-Smith.....	2,212.70
February 19, to warrant, American Bronze Co.....	871.25

February 19, to warrant, John B. May .....	\$ 13.00
March 29, to warrant, American Bronze Co .....	1,700.00
April 16, to warrant, Carl Rohl-Smith .....	1,426.25
May 2, to warrant, American Bronze Co .....	1,700.00
May 2, to warrant, Davenport Democrat .....	40.98
May 2, to warrant, Carl Rohl-Smith .....	11.25
May 2, to warrant, John B. May .....	20.00
May 2, to warrant, Theo. Lau .....	18.00
May 2, to warrant, American Express Co .....	6.15
May 14, to warrant, Cora C. Weed .....	186.85
May 14, to warrant, E. Townsend .....	37.55
May 14, to warrant, James Harlan .....	38.55
May 14, to warrant, Frank D. Jackson .....	19.75
May 14, to warrant, H. H. Trimble .....	35.00
May 14, to warrant, D. N. Richardson .....	166.75
May 14, to warrant, C. H. Gatch .....	135.35
June 17, to warrant, R. S. Finkbine .....	140.00
June 17, to warrant, Schricker & Rodler .....	18,374.45
June 17, to warrant, American Bronze Co .....	1,232.50
June 25, to warrant, Carl Rohl-Smith .....	1,615.85
July 1, to warrant, American Bronze Co .....	807.50
July 24, to warrant, Cora C. Weed .....	153.65
July 24, to warrant, D. N. Richardson .....	105.00
July 24, to warrant, E. Townsend .....	37.90
July 24, to warrant, H. H. Trimble .....	72.75
July 24, to warrant, C. H. Gatch .....	91.73
August 5, to warrant, Carl Rohl-Smith .....	1,105.05
August 6, to warrant, R. S. Finkbine .....	160.00
August 6, to warrant, Schricker & Rodler .....	13,530.13
August 19, to warrant, Schricker & Rodler .....	2,742.63
August 20, to warrant, C. W. Jones .....	26.00
August 20, to warrant, Isaac M. Ricker .....	100.00
August 20, to warrant, John B. May .....	27.10
August 20, to warrant, Egbert, Fidler & Chambers .....	11.00
August 24, to warrant, Schricker & Rodler .....	166.72
August 24, to warrant, Davenport Democrat .....	20.00
September 4, to warrant, American Bronze Co .....	1,772.25
September 21, to warrant, E. Townsend .....	17.65
September 21, to warrant, D. N. Richardson .....	79.00
September 21, to warrant, C. H. Gatch .....	8.00
September 21, to warrant, Cora C. Weed .....	76.10
September 25, to warrant, Schricker & Rodler .....	11,084.38
October 17, to warrant, James Harlan .....	24.17
November 22, to warrant, Schricker & Rodler .....	10,000.00
November 23, to warrant, R. S. Finkbine .....	531.55
November 23, to warrant, Carl Rohl-Smith .....	3,060.00
December 2, to warrant, Frank D. Jackson .....	21.00
December 2, to warrant, Cora C. Weed .....	67.80
December 2, to warrant, E. Townsend .....	37.30
December 2, to warrant, H. H. Trimble .....	46.00

December 2, to warrant, C. H. Gatch .....	\$ 68.80
December 2, to warrant, James Harlan .....	39.00
December 2, to warrant, John B. May .....	9.60

## CONDITION JANUARY 1, 1896.

Footing page 1 .....	\$ 2,253.25
Footing page 2 .....	3,956.04
Footing page 3 .....	42,408.67
Footing page 4 .....	10,204.80
Footing page 5 .....	43,092.65
Footing page 6 .....	24,989.60
Total warrants drawn .....	\$126,905.01
Refunded, May 8, 1894, James Harlan .....	5.00
	<u>\$126,900.01</u>

Appropriations, chapter 136, laws 1888 .....	\$ 5,000.00
Appropriations, chapter 129, laws 1890 .....	5,000.00
Appropriations, chapter 70, laws 1892 .....	149,776.79
Total appropriations .....	<u>\$159,776.79</u>
Warrants drawn up to January 1, 1896 .....	<u>126,900.01</u>
Balance undrawn January 1, 1896 .....	\$ 32,876.78
Balance January 1, 1896 .....	<u>32,876.78</u>

## SINCE DRAWN TO DATE, FEBRUARY 10, 1896.

February 5, to warrant, D. N. Richardson .....	\$ 44.70
February 5, to warrant, Cora C. Weed .....	43.25
February 5, to warrant, H. H. Trimble .....	38.00
Total .....	<u>\$ 125.95</u>

## RECAPITULATION.

Appropriations .....	\$159,776.79
Refunded, May 8, 1894, James Harlan .....	5.00
Total .....	<u>\$159,781.79</u>
Warrants drawn to January 1, 1896 .....	<u>126,905.01</u>
Balance undrawn January 1, 1896 .....	\$ 32,876.78
Warrants drawn since to February 10, 1896 .....	<u>125.95</u>
Balance February 10, 1896 .....	<u>\$ 32,750.83</u>

## PETITIONS AND MEMORIALS.

Mr. Speaker presented memorial of Daughters of the American Revolution of Des Moines in reference to a memorial and art building.

Referred to Committee on Appropriations.

Mr. Speaker presented memorial of the Des Moines Woman's club in reference to the same subject.

Referred to Committee on Appropriations.

Messrs. Whelan, Putnam, Classen, St. John and Mr. Speaker presented petitions of citizens of their respective counties, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Baker and Prentis presented petitions of their respective counties, asking the passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Merriam, Brighton, Classen, Garner, Loomis, Doubleday, Johnson of Webster, and Huntley presented petitions of citizens of their respective counties in reference to the questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Prentis, Watters, Hinkhouse, McDonald, Voelker and Dowell presented petitions of citizens of their respective counties, asking for the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Watters presented resolution of Shelby Norman Post, of Muscatine, Iowa, concerning the Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Funk presented petition of citizens of Hardin county, asking equal political rights for women.

Referred to Committee on Woman's Suffrage.

Messrs. Funk, Merrell, Dowell, Parker, Ladd, Voelker, Classen, Bird, Garner, Wells, Hendershot, Brady, Potter and Manahan presented petitions of citizens of their respective counties, asking for a memorial and art building.

Referred to Committee on Public Lands and Buildings.

Mr. Van Houten presented petition of citizens of Taylor county, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Messrs. Jay, Nietert and Bailey presented petitions of citizens of their respective counties, asking for the passage of Senate File No. 124.

Referred to the Committee on Military.

Mr. Spaulding presented remonstrance of Robert Eggert in reference to limiting the time of arguments before juries.

Referred to Committee on Judiciary.

Mr. Morrison of Keokuk presented communication of C. E. Thomas, relative to House file No. 212.

Referred to Committee on Pharmacy.



Mr. Johnson of Webster presented communication of Upper Des Moines Editorial association concerning the discrimination of insurance companies against gasoline engines.

Referred to Committee on Insurance.

The following communication was read:

Hon. Mr. Byers,

*Speaker of the House of Representatives:*

DEAR SIR—I have the painful duty to inform you of the death of Hon. Samuel Klein, of Keokuk, member of the board of trustees of the Iowa Hospital for the Insane at Mt. Pleasant, Iowa, and request the General Assembly to elect his successor. I have the honor of being,

Yours very respectfully,

J. H. KULP,

*Secretary of Board.*

Mr. Doubleday offered the following resolution and moved it be adopted:

WHEREAS, Your chairman of the Committee for the College of the Blind has tried to have a meeting at different times and has failed to get a quorum at any meeting; and

WHEREAS, There has been no bill introduced for the alteration of the laws governing the College of the Blind; and

WHEREAS, The law governing the College of the Blind, as rewritten in the Commissioner's Code, is not materially changed from what it is in McLain's Code; therefore, be it

*Resolved*, That chapter 9 of title No. 13 of the Commissioner's Code, be referred to division No. 3 of the Commissioner's Code for further consideration.

Adopted.

#### REPORTS OF COMMITTEES.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 247, a bill for an act to regulate the assessment of negotiable paper, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 178, a bill for an act to prevent the evasion of assessment for taxation by owners of notes, bills, mortgages, bonds and other evidence of indebtedness, beg leave to report that they have had the

same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 116, a bill for an act to amend section 4 of chapter 47 of the acts of the Sixteenth General Assembly, and section 5 of chapter 169 of the acts of the Seventeenth General Assembly, relating to taxation of agricultural and horticultural lands within incorporated cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 127, a bill for an act to aid city and township assessors to reach taxable property as referred to in this act, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State, during the years 1885 and 1886 for money expended in defense of his said office and of his official rights and duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows:

Strike out of section 1 the words and figures "six thousand, three hundred and seventy dollars" and insert the words "four thousand dollars," and by adding section 3 as follows:

SEC. 3. That the acceptance by John L. Brown of the sum appropriated herein shall be taken as full settlement of all claims by said John L. Brown as against the State of Iowa, growing out of the matter recited in this act.

Z. H. GURLEY  
*Chairman.*

Ordered passed on file.

Mr. Martin was called to the Chair.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 165, a bill for an act for the relief of Hiram Redden, beg leave to

report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows: After section 1 insert the following:

SEC. 2. This act shall not affect litigation now pending, if any.

Also strike out the figure "2" after the word "section" in the original bill, and insert in lieu thereof the figure "3," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

The Speaker here resumed the Chair.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 312, a bill for an act creating and establishing the liability of sleeping car companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Railroads and Commerce.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 292, a bill for an act to legalize certain ordinances passed by the town of Salix, Woodbury county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to



report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 228, a bill for an act to amend section 3648 of the Code, relating to evidence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 162, a bill for an act to amend section 1433 of the Code relating to care of insane, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 286, a bill for an act to empower judges of the district courts to have additional jurors sit in the trial of criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 280, a bill for an act to amend section 4200 of the Code relating to attachments and garnishments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 281, a bill for an act to exempt crematoriums from taxation, beg leave to report that they have had the same under consideration

and have instructed me to report the same back to the House with the recommendation that the same be referred to Committee on Ways and Means.

P. FINCH,  
*Chairman pro tem.*

So ordered.

Mr. Griswold, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred Senate file No. 236, a bill for an act to prohibit the sale and use of impure oil in coal mines and providing penalties for violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. J. GRISWOLD,  
*Chairman.*

Ordered passed on file.

Mr. Hinman, from the Committee on Industrial Schools, submitted the following report.

MR. SPEAKER—Your Committee on Industrial Schools, to whom was referred House file No. 262, a bill for an act to amend chapter 51 of the acts of the Twenty-fourth General Assembly of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

S. N. HINMAN,  
*Chairman.*

Ordered passed on file.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred chapter three (3) of title four (4) of the proposed Code of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. B. CLASSEN,  
*Chairman.*

Report referred to Code Revision Committee, second division.  
Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred chapter two (2), title four (4), of the proposed Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

In section fifteen (15), in the sixth and seventh lines, that the word "substructure" be added before the word "superstructure;" also that the

word "or" in the fourth line of section twenty-five (25), between the word "board" and the word "supervisors," be changed to "of;" also that the word "post" in the second line of section twenty-six (26), between the words "Army" and "therein" be changed to "Posts."

J. B. CLASSEN,  
*Chairman.*

Report referred to Code Revision Committee, second division.  
Also:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred chapter four (4) of title four (4) of the proposed Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. B. CLASSEN,  
*Chairman.*

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 252, a bill for an act relating to the making of claims and bringing suits against municipal corporations, including cities organized under special charters, for damages resulting from the unsafe condition of highways or bridges therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 214, a bill for an act to prevent poultry from running at large in cities and incorporated towns, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Lavender, from the Committee on Agricultural College, submitted the following report:

MR. SPEAKER—Your Committee on Agricultural College, to whom was referred House file No. 257, a bill for an act to establish and continue a chair of pedagogy in the State Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. LAVENDER,  
*Chairman.*

Ordered passed on file.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. HAUGER, from the Committee on Enrolled Bills, submitted the following report.

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 346, a bill for an act to amend section 7 and section 13 of chapter 33, acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

## REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS.

MR. HAUGER, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 346, a bill for an act to amend section 7 and section 13 of chapter 33, acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

W. E. HAUGER,  
*Chairman of the House Committee.*  
G. S. GILBERTSON,  
*Chairman of the Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 247, a bill for an act to amend sections 289 and 290 of the Code of 1873, as amended by chapter 56, acts of the Twenty-fifth General Assembly of the State of Iowa, relating to the bonding of county indebtedness.

W. E. HAUGER,  
*Chairman of the House Committee.*  
G. S. GILBERTSON,  
*Chairman of the Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 76, a bill for an act to legalize the ordinances passed by the incorporated town of Glidden, Carroll county, Iowa.

W. E. HAUGER,  
*Chairman of the House Committee,*  
W. S. GILBERTSON,  
*Chairman of the Senate Committee.*

Ordered passed on file.



The Speaker signed, in the presence of the House, Senate files Nos. 247 and 76, and House file No. 346.

#### REPORTS OF COMMITTEES.

Mr. Cook, from the Committee on Institution for Feeble Minded, submitted the following report:

MR. SPEAKER—Your Committee on Institution for Feeble Minded, to whom was referred chapter 7 of House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. E. COOK,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Institution for Feeble Minded, to whom was referred House file No. 203, a bill for an act providing for the admission of feeble-minded persons to the Institution for Feeble Minded Children, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. E. COOK,  
*Chairman*

Ordered passed on file.

The Committee on Constitutional Amendments was granted further time to report on Joint Resolutions Nos. 1 and 2.

Mr. Nietert, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House file No. 202, a bill for an act to provide for the government, control, report and inspection of private banks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. J. NIERTERT,  
*Chairman.*

Ordered passed on file.

#### MINORITY REPORT.

Mr. Potter, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—A minority of your Committee on Banks and Banking, to whom was referred House file No. 202, a bill for an act to provide for the government, control, report and inspection of private banks, beg leave to report that they have had the same under consideration and

have instructed me to report the same back to the House with the recommendation that the same do pass.

M. H. BRINTON.  
PARLEY FINCH.  
R. W. HINKHOUSE.  
J. D. MORRISON.  
W. B. MARTIN.  
H. J. GRISWOLD.  
L. F. POTTER.  
D. H. BOWEN.

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Grote, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined and find correctly engrossed, House file No. 300, a bill for an act to provide for the semi-centennial celebration of the admission of Iowa into the union, and for the establishment and construction of a memorial, historical and art building, and to appropriate money therefor.

J. F. GROTE,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Special Committee to Audit Mileage of Visiting Committees House file No. 356, a bill for an act to provide for the payment of mileage of the committees appointed to visit the state institutions.

Read first and second time and referred to Committee on Appropriations.

By Mr. Bell, House file No. 357, a bill for an act to appropriate money to pay the expenses of the Iowa Shiloh Battlefield committee appointed by the Governor to locate and mark the positions held by Iowa regiments, and reimburse them for money expended in the discharge of said duties.

Read first and second time and referred to Committee on Military.

By Mr. Bowen, House file No. 358, a bill for an act for the protection of game.

Read first and second time and referred to Committee on Fish and Game.

By Mr. Gurley, House file No. 359, a bill for an act to amend section 459 of the Code.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Klemme, House file No. 360, a bill for an act granting pensions to enlisted men from the State of Iowa between the 14th day of April, 1861, and the first day of May, 1865, who are not pensioners nor applicants therefor under the United States statutes.

Read first and second time and referred to Committee on Military.

By Mr. Lambert, House file No. 361, a bill for an act to repeal section 6, chapter 43 of the acts of the Twenty-third General Assembly, and to enact a substitute therefor in reference to compensation of justices of the peace and peace officers.

Read first and second time and referred to Committee on Judiciary.

By Mr. Loomis, House file No. 362, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of cities and towns.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Putnam (by request), House file No. 363, a bill for an act to regulate the manufacture and sale of goods marked "sterling" or "sterling silver," or "coin" or "coin silver," and to prescribe punishments for the violation of the same.

Read first and second time and referred to Committee on Judiciary.

By Mr. Reed, House file No. 364, a bill for an act to amend section 1584 of the Code of Iowa of 1873, relating to the State appropriation of the Normal Institute.

Read first and second time and referred to Committee on Appropriations.

By Mr. Reed, House file No. 365, a bill for an act to amend chapter 87 of the acts of the Twenty-fifth General Assembly, relating to the publication of the proceedings of the Iowa State Teachers' association.

Read first and second time and referred to Committee on Printing.

By Mr. St. John, House file No. 366, a bill for act to repeal sections 1, 2 and 3 of chapter 50 of the acts of the Twenty-fourth General Assembly, in relation to adulterated milk, skimmed milk, cheese and butter, and to enact a substitute therefor.

Read first and second time and referred to Committee on Agriculture.

By Mr. Watters, House file No. 367, a bill for an act to enable cities organized under special charters to issue bonds for the paving of street and alley intersections.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Williams, House file No. 368, a bill for an act to authorize the use of the voting and vote counting machines, known as the American Votograph, in elections of the state, prescribing the manner of its use and to provide for an official test of the same.

Read first and second time and referred to Committee on Elections.

By Mr. Classen (by request), House file No. 369, a bill for an act providing for the giving of bonds by abstracters of title, and for making of abstract of title.

Read first and second time and referred to Committee on Judiciary.

By Mr. Dowell, House file No. 370, a bill for an act granting to cities of the first and second class and incorporated towns power to suppress and restrain disorderly houses, houses of ill-fame and opium joints.

Read first and second time and referred to Committee on Municipal Corporations.

Mr. McArthur called up House file No. 300, which was set for a special order for 10 A. M., and moved that the bill be read a third time and put on its passage.

Carried.

The Clerk then read the bill.

Mr. Lambert raised the point of order that the bill was unconstitutional, because it involved two distinct subjects.

Ruled out of order.

Mr. Lambert called for a division of the subject matter of the bill.

Ruled out of order.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Evans, Frink, Funk, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Manahan, Marti,



Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Temple, Thompson, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Mr. Speaker—75.

The nays were:

Messrs. Bailey, Cook, Edwards, Finch, Frazee, Garner, Johnson of Webster, McDowell, Miller of Cherokee, Parker, Perrott, Porter, Scott, St. John, Tibbitts, Van Houten, Wilson—17.

Absent or not voting:

Messrs. Cornwall, Haugen, Hauger, Miller of Warren, Spaulding, Wheeler, Wood—7.

So the bill passed and the title was amended and agreed to.

The following explanations of votes were filed:

I vote "No" on House file No. 300 because one of the propositions contained therein does not have my approval.

A. H. EDWARDS.

MR. SPEAKER—I desire to say in explanation of my vote on House file No. 300, that I vote for the same in obedience to the request of a large number of my constituents, as I believe it to be the duty of a representative to carry out the wishes of his constituents regardless of his individual opinions.

J. H. FUNK.

MR. SPEAKER—Upon this bill I vote "aye," it being in accordance with petitions of my constituents upon this matter.

Z. H. GURLEY.

MR. SPEAKER—I vote "yes" on House file 300, to be in a position to move a reconsideration thereof, should it be considered advisable.

THOS. LAMBERT.

On motion of Mr. Evans, the House here took up the special order set for 10 A. M.

House file No. 46, a bill for an act granting additional powers to cities of the second class and incorporated towns, relating to the construction of sewers and tile drains, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Evans moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee,

Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—83.

The nays were:

Messrs. Frink, Perrott and Whittier—3.

Absent or not voting:

Messrs. Cornwall, Davis, Grote, Hinman, Hunt, Lambert.

McQuin, Miller of Warren, Sullivan, Temple, Wheeler, Wood—12.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES.

Senate file No 181, a bill for an act to amend chapter 7 of the acts of the Twentieth General Assembly, relating to the appointment of city marshals, was read first and second time and referred to Committee on Municipal Corporations.

On motion of Mr. Gurley, House file No. 184, a bill for act permitting bicyclists to use the highway, with report of committee recommending passage when amended, was taken up, considered and the amendments of the committee adopted.

Mr. Gurley moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Whelan moved to amend by inserting after the word "width" in section 1, third line, the words "and fence the same in."

Lost.

Mr. Ray moved to amend section 2 by inserting in the second line after the words "other than bicycles," the words "or baby cabs."

Lost.

Mr. Gurley moved to insert in section 3 the word "willfully" after the word "person."

Carried.

Mr. Early moved to strike out sections 2 and 3 and insert in section 2 "that when such track for bicycles shall have been

prepared and constructed that bicycles shall have right of way on said track."

Lost.

Mr. Huntley moved to amend as follows:

Add after section 1 the words "that the provisions of this act shall not apply to roads unless they are forty feet in width."

Adopted.

Mr. Lambert moved the previous question.

Carried.

The motion of Mr. Gurley carried, and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Brady, Brinton, Byington, Chapman, Cook, Davis, Doubleday, Evans, Finch, Frink, Funk, Griswold, Gurley, Hauger, Hinman, Huntley, Jackson, Jay, Lauder, Lavender, McCachran, McArthur, McNulty, Manahan, Mayne, Merriam, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Voelker, Watters—44.

The nays were:

Messrs. Bailey, Bell, Bird, Bowen, Brighton, Clark, Classen, Crow, Early, Frazee, Garner, Good, Grote, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Johnson of Webster, Klemme, Ladd, Lambert, Loomis, Lowry, McDonald, McDowell, McQuin, Marti, Martin, Merrell, Miller of Buena Vista, Miller of Cherokee, Mullin, Parker, Perrott, Porter, Putnam, Spaulding, St. John, Temple, Van Houten, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—47.

Absent or not voting:

Messrs. Cornwall, Dowell, Edwards, Johnston of Franklin, Miller of Warren, Weaver, Wheeler, Wood—8.

So the bill was lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 238, a bill for an act to legalize certain ordinances of the incorporated town of LeGrand, Marshall county, Iowa.

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked.

House file No. 161, a bill for an act to apply to cities of the first class the provisions of chapter 74, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, relating to indebtedness of cities and towns.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 278, a bill for an act to legalize the issuing of certain warrants on the general fund and certain funding and refunding bonds by the city of Ottumwa, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 315, a bill for an act to provide for the payment of the mileage of the committees appointed to visit the state institutions.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked, relative to the reports of the Iowa Geological society.

*Whereas*, there remains a large number of volumes Nos. 1, 2 and 3 of the reports of the Iowa Geological Survey undistributed; therefore, be it

*Resolved, by the Senate, the House concurring*, That the director of that bureau be instructed to furnish to each member of the Senate and the House two (2) copies each of the above report.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 270, a bill for an act to legalize the incorporation of the town of Marysville, Marion county, Iowa, and to legalize the ordinances passed by said incorporated town.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 186, a bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class.

W. E. BULLARD,  
Secretary.

The special order for 11 A. M., the substitute for Senate file No. 7, was now taken up.

Mr. Morrison of Grundy offered the following amendment and moved its adoption:

Add to section 2, the following: "And every sale to the value of twenty-five dollars, or any greater amount, unless accompanied by the immediate delivery and removal from the premises of the vendor, of all the goods covered by such transaction, shall also be deemed a retail sale within the meaning of section 1 of the act.

Adopted.

Mr. Morrison of Grundy moved to amend as follows:

SEC. 4. Any person, partnership or corporation which shall sell or give away to any minor under twenty-one years of age, any cigarettes, cigarette wrappers or cigarette paper, shall, upon conviction, be fined not less than \$10 nor more than \$50 for the first offense and for every subsequent offense not less than \$25 nor more than \$100, and shall stand committed until such fines and costs are paid.

Adopted.

Mr. Gurley moved to amend as follows:

In line 2 of section 1, after the word "at," insert the word "or wholesale."

Messrs. Gurley and Doubleday demanded the yeas and nays, which resulted as follows:

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Byington, Clark, Classen, Cook, Crow, Doubleday, Funk, Gurley, Haugen, Hinman, Hunt, Huntley, Jackson, Lambert, Lauder, McAchran, McDonald, Miller of Buena Vista, Miller of Cherokee, Parker, Porter, Scott, Smith, Spaulding, Sullivan, Tibbitts, Williams—29.

The nays were:

Messrs. Allen, Baker, Bird, Brady, Brighton, Brinton, Chapman, Davis, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Hauger, Hazen, Hendershot, Hinkhouse, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McArthur,

McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Wilson, Mr. Speaker—63.

Absent or not voting: .

Messrs. Bowen, Cornwall, Grote, Müller of Warren, Wheeler, Wood—6.

So the amendment was lost.

#### SENATE MESSAGES.

Senate file No. 278, a bill for an act to legalize the issuing of certain warrants in the general fund, and certain funding and refunding bonds issued by the city of Ottumwa, Iowa, was read first and second time and referred to Committee on Judiciary.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 226, a bill for an act to amend section 1, chapter 171, of the acts of the Twenty-first General Assembly, providing for the levy of a tax for fire purposes.

W. E. BULLARD,  
*Secretary.*

The Journal of yesterday was corrected and approved.

On motion of Mr. Gurley, the House adjourned until 9 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, February 21, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by Rev. E. W. Curtis, of Des Moines.

PETITIONS AND MEMORIALS.

Mr. Mayne presented petition of citizens of Kossuth county asking for a memorial and art building.

Referred to Committee on Public Buildings.

Messrs. Martin, Sullivan and McDowell presented petitions of their respective counties asking for the control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Johnston of Franklin, Clark, Garner and Whittier presented petitions of their respective counties asking passage of Senate file No. 7.

Referred to Committee on Public Health.

Messrs. Thompson, Scott, Lambert, McDowell, Whelan and Garner presented communications of various G. A. R. posts, in reference to questions asked them concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Miller of Cherokee, Good and Mayne presented petitions of citizens of their respective counties asking for passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Thompson presented petition of citizens of Fayette county asking equal rights for women.

Referred to Committee on Woman's Suffrage.

Messrs. Jay and Whelan presented resolutions of citizens of their respective counties in reference to Senate file No. 124.

Referred to Committee on Military.

Mr. Allen presented petition of citizens of Van Buren county asking removal of dam at Bonaparte.

Referred to Committee on Fish and Game.

Messrs. Klemme and Morrison of Keokuk presented communications of agents of various express companies against passage of House file No. 806.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Martin and McArthur presented petitions of citizens of their respective counties in reference to erection of buildings for use of Iowa manufacturers on the state fair ground.

Referred to Committee on Appropriations.

Mr. Klemme presented petition of citizens of Winneshiek county in reference to keeping apart juvenile and adult criminals.

Referred to Committee on Penitentiaries.

Mr. Mayne presented petition of citizens of his county asking repeal of the present pharmacy laws in reference to intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Hunt presented petition of citizens of Burlington, Iowa, in reference to a liberal policy toward state institutions.

Referred to Committee on Appropriations.

Mr. Temple presented petition of citizens of Clark county in reference to Iowa soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Dowell presented petition of citizens of Polk county against manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Haugen offered the following resolution, and moved its adoption:

*Resolved*, That a committee of three members of this House be appointed by the Speaker to draft appropriate resolutions on the death of Simon Rustad, who was a member of the Twenty-first General Assembly.

Adopted.

Mr. Speaker appointed as such committee: Messrs. Haugen, McArthur and St. John.

Mr. Lauder called up the concurrent resolution in reference to the introduction of bills after February 29, and moved its adoption.

Mr. Spaulding moved to amend by making March 15th.

The amendment prevailed.



Mr. Spaulding moved that further consideration of the resolution by the House be indefinitely postponed.

Carried.

#### REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred Senate file No. 3, a bill for an act to amend section 1726 of the Code of 1873, allowing boards of directors to establish kindergarten schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, because a similar bill has been reported for passage by this committee.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 132, a bill for an act providing for notice of intention to vote a school-house tax at the annual district meeting, and amending section 2896 of McClain's Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

That in line 1 the prefix "sub" be inserted before the word "district;" that in line 2 the word "school," before the word "township," be stricken out and the word "district" be substituted therefor; that in line 3 the word "school" be stricken out and the word "district" be substituted therefor; that in line 7 the prefix "sub" be inserted before the word "district" and the word "school" be stricken out and the word "district" substituted therefor; that section 2 be stricken out and the following substituted therefor:

"All acts or parts of acts in conflict with this act are hereby repealed."

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 140, a bill for an act to enable district townships, to annex thereto for school purposes, territory lying in adjoining townships, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee of Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 188, a bill for an act for the permanent support and maintenance of the State University and to provide for the erection of necessary buildings therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the following be substituted therefor, and when so substituted that the same do pass.

A BILL

For an act to provide for the erection of necessary buildings for the State University of Iowa.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That for the purpose of providing for the erection, improvement and equipment of such necessary buildings as shall be determined upon by the board of regents of the State University, there shall be levied a special tax of one-tenth (1-10) of a mill for the erection of buildings for the State University, and the proceeds thereof shall be carried into the treasury to the credit of said State University, said levy to commence with the first levy made after the passage of this bill, and the same levy shall be made annually thereafter for five years. Any amount in excess of the sum of fifty-five thousand dollars (\$55,000) raised by any one of such levies shall be paid into the state treasury.

SEC. 2. The money realized from such a levy shall be held by the Treasurer of State, and drawn as provided in chapter 31 of the acts of the Twenty-third General Assembly.

SEC. 3. The amounts so realized by such levies shall be in lieu of all appropriations for the erection of buildings for said State University during said period of five years.

J. H. FUNK,  
*Chairman.*

The substitute was read first and second time and passed on file.

Mr. McArthur, from the Committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred House file No. 152, a bill for an act to amend chapter 13, title 12, of the Code, in relation to the state library and to provide for an extension of the use thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Appropriation Committee (by request).

W. C. MCARTHUR,  
*Chairman.*

So ordered.

Mr. Whelan, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House file No. 40, a bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

M. K. WHELAN,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 295, a bill for an act repealing section 2, chapter 7, acts of the Twenty-fifth General Assembly, relative to paving, curbing and sewerage in cities under special charter, and all cities having a population of 5,000 or more, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 211, a bill for an act to authorize cities and towns to change their form of indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

Amend the title by adding after the word "cities" in the first line thereof the words "of the second class," and by inserting before the word "town" in said first line the word "incorporated"; also amend section 1 by adding after the word "cities" in the first line thereof the words "of the second class," and by inserting before the word "towns" in said first line the word "incorporated."

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 350, a bill for an act authorizing certain cities to establish a department of health, and defining its organized powers and duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 332, a bill for an act to amend section 989 of the Code, relative to the drainage of surface waters from the highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 310, a bill for an act to amend section 1226 of the Code, relative to drainage, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Agriculture.

H. B. WATTERS,  
*Chairman.*

So ordered.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred Senate file No. 57, a bill for an act to revise, amend and codify the statutes relative to the militia, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report.

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 297, a bill for an act to protect laborers in their right to work, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 185, a bill for an act partially to relieve mortgaged real estate from taxation and to tax the mortgage therewith, beg leave to

report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Merriam called up the Senate concurrent resolution in reference to the reports of geological survey and moved that the House concur.

Concurred in.

#### SENATE MESSAGES.

Senate file No. 238, a bill for an act to legalize certain ordinances of the incorporated town of LeGrand, Marshall county, Iowa, was read first and second time and referred to Committee on Judiciary.

#### INTRODUCTION OF BILLS.

By Mr. Doubleday, House file No. 371, a bill for an act to provide for the drainage of public roads and highways.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Garner, House file No. 372, a bill for an act to repeal section 1, chapter 7 of the acts of the Twenty-fourth General Assembly, relating to compensation of mayors when acting as justices of the peace in cities of the second class and incorporated towns.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Griswold, House file No. 373, a bill for an act prohibiting the removal of dirt, gravel or sand from the public highways.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Gurley (by request), House file No. 374, a bill for an act entitled an act to provide for the auditing and payment of certain expenses of district court reporters.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Klemme, House file No. 375, a bill for an act relative to persons riding bicycles on the highways of this state when meeting or overtaking any person or persons on said highway with horse, horses or other animals.

Read first and second time and referred to Committee on Roads and Highways.



By Mr. Ladd, House file No. 376, a bill for an act for the better protection of members and beneficiaries of beneficiary organizations.

Read first and second time and referred to Committee on Insurance.

By Mr. Lavender (by request), House file No. 377, a bill for an act to amend chapter 16 of the acts of the Nineteenth General Assembly, as amended by chapter 22, acts of the Twenty-third General Assembly, and chapter 36, acts of the Twenty-fifth General Assembly, providing additional kinds of certificates and diplomas used directing more clearly the manner of issuing certificates and diplomas by the state educational board of examiners.

Read first and second time and referred to Committee on School and Text Books.

By Committee on Building and Loan, House file No. 378, a bill for an act providing a substitute for chapter 6 of title 9 of the Code of 1873, for establishing and governing mutual building and loan associations.

Read first and second time.

By Mr. Ray, House file No. 379, a bill for an act to amend section 1717 of the Code, as amended by the acts of the Nineteenth General Assembly, chapter 5, relating to powers of elections at the annual district township meeting.

Read first and second time and referred to Committee on School and Text Books.

#### REPORT OF COMMITTEE.

Mr. Martin, from the Committee on Building and Loan, submitted the following report:

MR. SPEAKER—Your Committee on Building and Loan, after considering the several bills introduced and referred to your committee for the control of building and loan associations, have prepared and directed me to introduce a bill prepared by said committee for an act providing a substitute for chapter 6, title 9 of the Code of 1873, for establishing and governing mutual building and loan associations, beg leave to report that they have had the same under consideration, and have instructed me to report the same to the House with the recommendation that the same do pass.

W. B. MARTIN,  
*Chairman.*

Made a special order for Tuesday, March 3d, at 10 A. M.

Mr. Spaulding offered the following resolution, which was laid over under rule 34.

WHEREAS, It has come to the knowledge of this House that there is much delay and accumulation of pressing business in the different counties of the state in the district courts, much to the detriment of litigants in said courts, and at the exorbitant expense of said counties; therefore, be it

*Resolved*, That the Secretary of State be and is hereby requested to obtain from each district judge the following information, viz.:

*First*.—The number of days during the year 1895 he held court.

*Second*.—The condition of the court calendar on January 1, 1896, in the respective counties of each district.

And that the Secretary of State be further requested to transmit this information to this House.

Mr. St. John was excused until Tuesday.

Mr. McArthur asked that House file No. 63, a bill for an act to amend section 3861 of the Code, as amended by section 1, chapter 114, acts of the Twenty-first General Assembly, in relation to offenses against the life and person, be made a special order for Friday, February 28, at 11 A. M.

Granted.

Mr. Bell asked that Senate file No. 57, be made a special order for Saturday, February 22d, at 10 A. M.

Granted.

On motion of Mr. Funk, House file No. 3, a bill for an act to revise, amend and codify the statutes in relation to the executive department, with report of committee recommending passage as amended, was taken up, considered and the amendments of the committee adopted.

Mr. Funk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Messrs. Power, Van Houten and Merriam objected to the motion to suspend the rule, and Mr. Van Houten moved as a substitute that the bill be read and considered section by section.

Carried.

Mr. Hauger moved to amend chapter 2, section 7, line 1, to insert the word "state" between the words "the" and "land," and section 12, line 6; also in section 10, line 1, insert the word "state" between the words "the" and "land."

Carried.

Mr. Garner moved to amend section 22, in line 1, after the word "deputy" by inserting the words "of whose acts he shall be responsible and from whom he shall require bonds."

Lost.

The bill having been considered section by section, the motion of Mr. Funk prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbits, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Early, Lauder, Miller of Warren, Mullin, Nietert, Porter, St. John, Weaver, Wheeler, Wilson, Wood—12.

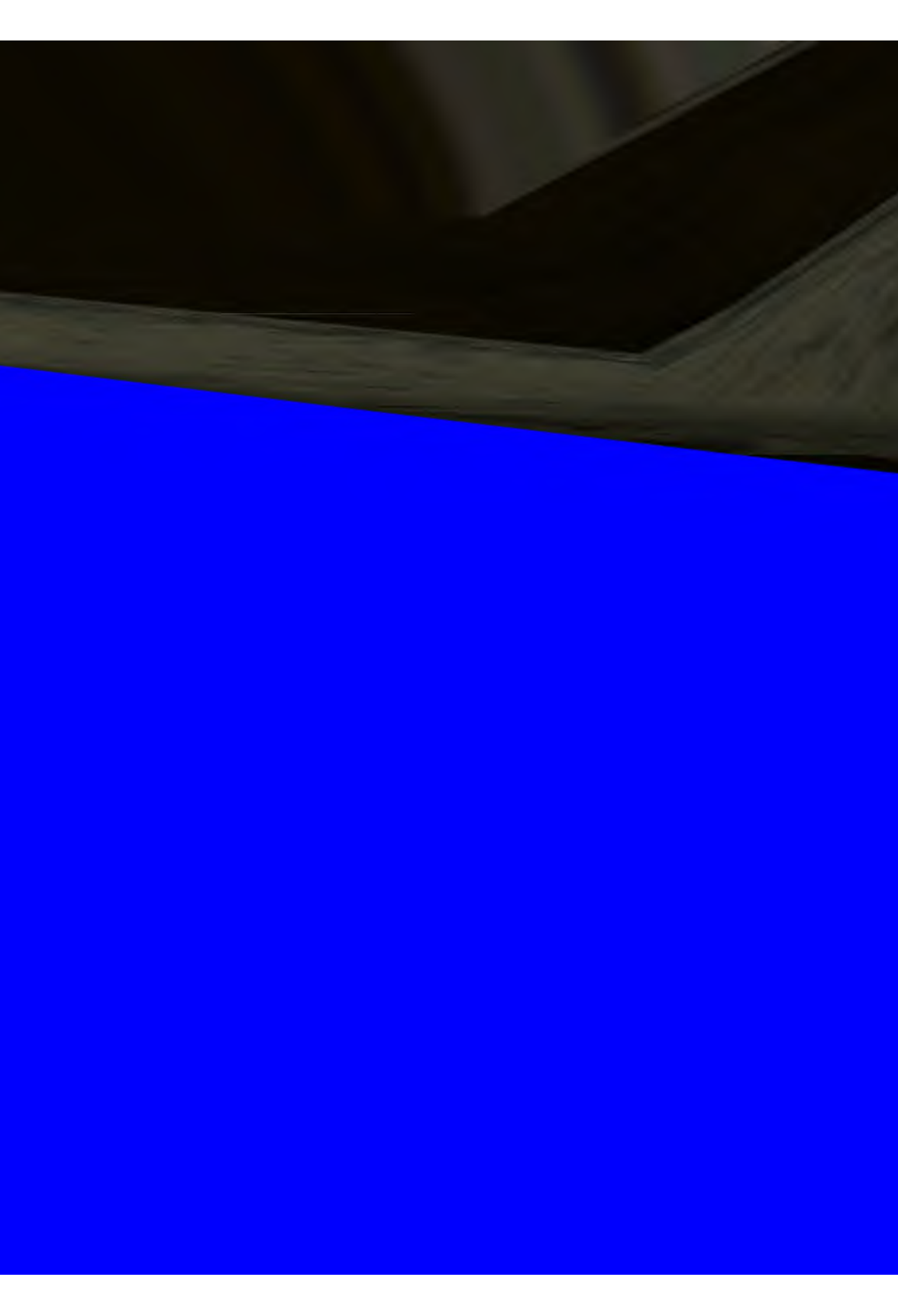
So the bill passed and the title was agreed to.

Mr. Dowell called up House file No. 161, as amended by the Senate, and moved that the House concur in Senate amendments.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbits, Van Houten, Voelker, Watters, Whelan, Whittier, Williams, Wilson, Mr. Speaker—85.





Mr. McNulty moved to amend as follows:

By inserting in line 1, of section 1, after the figures "1897" the following: "as hereinafter provided," and by inserting in line 5 of section 3, after the word "court," the following: "*Provided, however,* that this act shall not become law or go into effect until the question of whether the county shall be so divided and terms of the district so held, shall be submitted to a vote of the qualified electors in the various townships of said county, except Sioux City township, in the manner provided for holding special elections, and be decided either way by a majority vote of the same. And for the purpose of holding said election, the county auditor of said county, whenever a petition signed by fifty electors shall be presented requesting the same, shall give twenty days' notice of the holding of said election and publish the same in two newspapers printed in said county, one of which shall be in the district east of said range 44."

Lost.

Mr. McNulty moved to amend as follows:

By inserting in line 5 of section 3, after the word "court," the following: "But before this act shall become law or go into effect the question of whether the county shall be so divided and terms of the district court so held shall be submitted to a vote of the duly qualified voters residing east of said west line of said range 44, and be decided by them by a majority vote in the manner provided for holding special elections. And for the purpose of submitting said question, said county auditor of said county shall order the same and give twenty days' notice thereof, in a newspaper printed in said district; *provided*, that he shall be requested so to do by a petition of fifty qualified voters in the said district, to-wit.: East of said range 44.

Lost.

Mr. Funk moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Early, Edwards, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Huntley, Johnston of Franklin, Ladd, Lambert, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Milier of Cherokee, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Putnam, Ray, Scott, Smith, Spaulding, Voelker, Watters, Whittier, Wilson, Mr. Speaker—55.

The nays were:

Messrs. Bowen, Classen, Dowell, Evans, Finch, Garner, Hendershot, Hunt, Jay, Johnson of Webster, Klemme, Lauder,

Lavender, McNulty, Mayne, Merrell, Morrison of Keokuk, Porter, Prentis, Reed, Van Houten, Weaver, Whelan, Williams—24.

Absent or not voting:

Messrs. Baker, Brighton, Brinton, Cornwall, Jackson, Mahan, Merriam, Miller of Buena Vista, Miller of Warren, Nietert, Potter, Power, St. John, Sullivan, Temple, Thompson, Tibbitts, Wells, Wheeler, Wood—20.

So the bill passed and the title was **agreed to**.

On motion of Mr. Crow, 200 copies of House files Nos. 40 and 41 were ordered printed.

On motion of Mr. Huntley, 200 copies of House file No. 19 were ordered printed.

Mr. Funk moved that the House adjourn till 10 A. M. Tuesday.

Mr. Evans moved to amend by making it 9 A. M. Monday.

Lost.

Mr. Funk's motion carried, and House adjourned till Tuesday at 10 A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, February 25, 1896. }

House met pursuant to adjournment, and was called to order by Chief Clerk Rowen.

Prayer was offered by Rev. Clinton Douglass, of Des Moines.

Mr. Weaver moved that Mr. Dowell be elected Speaker *pro tem*.

Carried.

Messrs. Weaver and Baker were appointed to conduct Speaker (*pro tem*) Dowell to the Chair.

After being duly sworn in Mr. Dowell took the Chair.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 274, a bill for an act to legalize the incorporation of the town of Minnewaukon Iowa, in the election of its officers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 32, a bill for an act to legalize the incorporation of the town of Pulaski, Davis county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 267, a bill for an act to legalize the actions of the board of supervisors of Van Buren county, Iowa, relative to the levy for county revenue for 1895.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 216, a bill for an act in relation to the incumbrance of exempt personal property.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 65, a bill for an act to legalize all special elections held, or attempted to have been held, since February 16, 1894, in any city of Iowa of over 5,000 inhabitants, to vote taxes not to exceed 5 per cent. of the assessment value thereof, to construct or to aid in the construction of a highway bridge, or a combination bridge, suitable for use as a highway and for railway purposes, across any navigable boundary river of Iowa, including the levy of said taxes, and all acts leading up to the same or done thereunder

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked.

Senate file No. 65, a bill for act to prevent combinations between fire and other insurance companies insuring property, or between the officers, agents and employes of such companies, and to provide penalties for the violations thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution in which the concurrence of the Senate was asked, relative to the Vicksburg National park.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns Senate file No. 113, as recalled by the House.

W. E. BULLARD,  
*Secretary.*



## PETITIONS AND MEMORIALS.

Messrs. Brighton, Reed, Sullivan, Whelan, Martin, Putnam, Funk and Doubleday presented petitions of citizens of their districts, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Griswold presented petition of H. A. Heacock and other citizens, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Brady, Hinman, Weaver, Sullivan and Tibbitts presented petitions of citizens of their respective districts, asking for passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Johnson of Webster, Tibbitts and Hendershot presented remonstrances of citizens of their respective districts protesting against passage of the "Healy bill."

Referred to Committee on Telegraph, Telephone and Express.

Speaker Byers in the Chair.

Mr. Watters presented petition of citizens of his county favoring passage of House file No. 344.

Referred to Committee on Public Health.

Mr. Watters presented petition of citizens of his county favoring passage of Senate file No. 65.

Referred to Committee on Insurance.

Mr. Evans presented petition of citizens of Wayne county, asking passage of Senate file No. 7.

Referred to Committee on Public Health.

Mr. Early presented memorial of the Farmers' Mutual Insurance company, Sac county, relative to mutual insurance.

Referred to Committee on Insurance.

Messrs. Ray and Early presented petitions of citizens of their districts, asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Voelker presented petition of citizens of Dubuque county, asking that the age of consent be raised.

Referred to Committee on Judiciary.

Mr. Early presented remonstrance of citizens of Sac county, protesting against the manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Williams presented communication of the county auditor of Fremont county in reference to incurable insane in the poor house.

Referred to Committee on Hospital for Insane.

Mr. Bailey presented resolution of Cottrell Post No. 76, in reference to soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Morrison of Grundy presented petition of the pharmacists of Grundy county against any bill allowing physicians to register as pharmacists without examination.

Referred to Committee on Pharmacy.

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REPORTS OF COMMITTEES.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 184, a bill for an act to allow township trustees to levy a tax and build a suitable town-house therewith in which to hold elections and do other town business, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 124, a bill for an act to provide for a lien on grain threshed or shelled, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,

*Chairman.*

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 161, a bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17, acts of the Twenty-second General Assembly, and chapter 15, acts of the Twenty-fourth General Assembly, and chapter 3, acts of the Twenty-fifth General Assembly, relating to the indebtedness of cities and towns.

W. E. HAUGER,

*Chairman.*

Ordered passed on file.

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Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 226, a bill for an act to amend section 1, chapter 171 of the acts of the Twenty-first General Assembly, providing for the levy of a tax for fire purposes.

W. E. HAUGER,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 346, an act to amend sections 7 and 13 of chapter 33 of the acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

W. E. HAUGER,

*Chairman.*

February 22, 1896.

#### REPORT OF COMMITTEE.

Mr. Evans, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House file No. 33, a bill for an act to amend chapter 132 of the acts of the Twentieth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as herein set out, and when so amended that the same do pass.

H. K. EVANS,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Labor, to whom was referred chapter 8 of House file No. 13, being chapter 8 of title 12 of the Code Commission's report, the title being "Bureau of Labor Statistics," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that chapter 132 of the acts of the Twentieth General Assembly, as proposed to be amended by House file No. 33, be substituted for said chapter 8, and that said chapter 132, acts of the Twentieth General Assembly, and House file No. 33 be substituted for and take the place of chapter 8, title 12 of the Code Commission's report, and when so substituted that the same do pass.

H. K. EVANS,

*Chairman.*

Ordered passed on file.

Mr. Spaulding called up resolution in reference to asking the Secretary of State to obtain certain information from district judges and moved its adoption.

Carried.



## SENATE MESSAGES.

Senate file No. 274, a bill for an act to legalize the incorporation of the town of Minnewaukon Iowa, and the election of its officers, was read first and second time and referred to Committee on Judiciary.

Senate file No. 111, a bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devises and bequests made thereto absolutely or in trust for specific purposes, was read first and second time and placed on file.

Senate file No. 32, a bill for an act to legalize the incorporation of the town of Pulaski, Davis county, Iowa, was read first and second time and referred to Committee on Judiciary.

Mr. Haugen called up Senate amendments to House file No. 56 and moved that the House concur.

On the question "Shall the House concur?" the yeas were:

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nolan, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Tibbitts, Voelker, Weaver, Wells, Wheeler, Whelan, Williams, Wilson  
Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bird, Clark, Cornwall, Edwards, Frink, Good, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Jay, Lauder, McDowell, McQuin, Manahan, Merrell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Porter, Temple, Thompson, Van Houten, Watters, Whittier, Wood—30.

So the House concurred.

Mr. Perrott called up the Senate amendments to House file No. 73 and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Bailey, Bell, Bowen, Brady, Brighton, Brinton, Chapman, Classen, Crow, Davis, Doubleday, Dowell, Early,

Evans, Finch, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Jay, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nolan, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Tibbitts, Voelker, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Mr. Speaker—63.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bird, Byington, Clark, Cook, Cornwall, Edwards, Frazee, Frink, Good, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Johnson of Webster, Lambert, Lauder, McDowell, McQuin, Manahan, Marti, Merrell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Porter, Temple, Thompson, Van Houten, Watters, Whittier, Wood—36.

So the House concurred.

Mr. Frazee called up the Senate amendments to House file No. 51, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Brington, Byington, Chapman, Classen, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bird, Clark, Cook, Cornwall, Edwards, Good, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Lauder, McDowell, McQuin, Manahan, Merrell, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Thompson, Van Houten, Whittier, Wood—26.

So the House concurred.

Mr. Merriam called up the Senate amendments to House file No. 109, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McNulty, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Clark, Cornwall, Edwards, Good, Hazen, Hinkhouse, Hunt, Huntley, Jackson, McAchran, McDowell, McQuin, Manahan, Merrell, Morrison of Keokuk, Mullin, Nietert, Porter, Thompson, Van Houten, Whittier, Wood—25.

So the House concurred.

#### SENATE MESSAGES.

Senate file No. 186, a bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class, was read first and second time and placed on file.

Senate file No. 66, a bill for an act to prevent blindness in the care of infants affected with disease of the eyes, and to provide a penalty with violation thereof, was read first and second time and referred to Committee on Public Health.

Senate file No. 270, a bill for an act to legalize the incorporation of the town of Marysville, Marion county, Iowa, and to legalize the ordinances passed by said town, was read first and second time and referred to Committee on Judiciary.

Mr. Funk called up Senate amendments to House file No. 166, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis,

Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Cornwall, Edwards, Good, Hinkhouse, Hunt, Jackson, McDowell, McQuin, Manahan, Mullin, Nietert, Thompson, Van Houten, Williams—18.

So the House concurred.

Messrs. Whittier and Van Houten were excused till 9 A. M. to-morrow.

Mr. Hinman called up House file No. 58 with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Byington, Chapman, Classen, Cook, Crow, Davis, Doubleday, Dowell, Frazee, Frink, Funk, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, McAchran, McArthur, McDonald, McDowell, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Williams, Wilson, Wood, Mr. Speaker—67.

The nays were:

Messrs. Clark, Early, Evans, Garner, Hendershot, McNulty, Perrott, Whelan—8.

Absent or not voting:

Messrs. Allen, Bird, Brinton, Clark, Cornwall, Edwards, Finch, Good, Hinkhouse, Hunt, Lowry, Jackson, McQuin,

Porter, Manahan, Merrell, Merriam, Mullin, Nietert, Reed, St. John, Thompson, Van Houten, Whittier—24.

So the House concurred.

#### SENATE MESSAGES.

Senate file No. 267, a bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue for 1895, was read first and second time and referred to Committee on Judiciary.

Senate file No. 65, a bill for an act to prevent combinations between fire and other insurance companies insuring property, or between the officers, agents and employes of such companies and to provide penalties for the violations thereof, was read first and second time and referred to Committee on Insurance.

Senate file No. 345, a bill for an act to provide for the payment of the mileage of the committees appointed to visit the various state institutions, was read first and second time.

Mr. Davis moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Scott, Smith, Spaulding, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Messrs. Ailen, Bird, Cook, Cornwall, Edwards, Good, Hinkhouse, Hunt, Jackson, McDowell, McNulty, Merrell, Mullin, Nietert, Ray, Reed, St. John, Thompson, Van Houten, Whittier—21.

So the bill passed and the title was agreed to.

Mr. Ladd moved that House file No. 356 (a bill relative to the same subject) be indefinitely postponed.

Carried.

#### INTRODUCTION OF BILLS.

By Mr. Bell, House file No. 380, a bill for an act to repeal chapter 58, acts of the Twenty-first General Assembly, and all acts amendatory thereto, and to provide a substitute therefor.

Read first and second time and referred to Committee on Military.

By Mr. Dowell, House file No. 381, a bill for an act to provide for the taxation of fire insurance companies.

Read first and second time and referred to Committee on Insurance.

By Mr. Dowell, House file No. 382, a bill for an act to amend section 1144 of the Code relating to insurance companies.

Read first and second time and referred to Committee on Insurance.

By Mr. McArthur, House file No. 383, a bill for an act to amend chapter 2 of title 10 of the Code of 1873, relating to drainage and levies.

Read first and second time and referred to Committee on Code Revision, second division.

By Mr. Mayne, House file No. 384, a bill for an act to regulate the method of taking testimony by deposition in actions pending within the state.

Read first and second time and referred to Committee on Judiciary.

By Mr. Mayne, House file No. 385, a bill for an act to improve the public highways of the state by encouraging the use of wide tires upon wagons carrying heavy loads thereon.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Spaulding, House file No. 386, a bill for an act to amend section 3800 of the Code of 1873, as amended by chapter 25 of the acts of the Sixteenth General Assembly, in relation to the compensation of county surveyor.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Byington (by request), House file No. 387, a bill for an act to amend section 1740 of the Code, in relation to suits before school officers.

Read first and second time and referred to Committee on Judiciary.

By Mr. Ray, House file No. 388, a bill for an act to provide for a uniform system of bookkeeping in county offices, and for the appointment of state examiners of county records.

Read first and second time and referred to Committee on Judiciary.

By Mr. St. John (by request), House file No. 389, a bill for an act to repeal part of section 4 of chapter 170 of the acts of the Nineteenth General Assembly and chapter 52 of the acts of Twenty-first General Assembly and chapter 98 of the acts of the Twenty-second General Assembly and sections 46 and 47 of the acts of the Twenty-fifth General Assembly, all relating to the state dairy commissioner and dairy products and imitations and adulterations thereof, and to enact a substitute therefor.

Read first and second time and referred to Committee on Agriculture.

By Mr. Morrison of Keokuk, House file No. 390, a bill for an act to amend chapter 74 of the acts of the Twenty-fifth General Assembly.

Read first and second time and referred to Committee on Compensation of Public Officers.

The Journals of Thursday, February 20, and Friday, February 21, were corrected and approved.

The following communications were received from the Governor:

STATE OF IOWA, }  
EXECUTIVE OFFICE. }  
DES MOINES, February 25, 1896. }

MR. SPEAKER—I am instructed by the Governor to advise the honorable the House of Representatives that he has approved, signed and deposited with the Secretary of State the following:

House file No. 28, an act appropriating money to pay G. A. West for three days' services as mail carrier after the adjournment of the Twenty-fifth General Assembly.

House file No. 346, an act to amend section 7 and section 13 of chapter 33 of the acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.

House Joint Resolution Nos. 3, 4 and 10.

WM. H. FLEMING,  
*Private Secretary.*

Also:

STATE OF IOWA,  
EXECUTIVE OFFICE,  
DES MOINES, February 25, 1896. }

*To the Senate and House of Representatives:*

It is incumbent on me to inform the General Assembly that a vacancy exists in the board of trustees of the Hospital for the Insane at Mount Pleasant, by reason of the death of Samuel Klein, of which mournful event I am officially advised by the secretary of that board.

F. M. DRAKE.

*Governor.*

Messrs. Mullin, Bird, Thompson and Nietert were excused until to-morrow.

Mr. Spaulding moved that the House adjourn until 9 A. M. to-morrow.

Carried.

The House adjourned.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, February 26, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

The opening prayer was offered by Rev. G. D. Gurley, of Decatur, Iowa.

#### PETITIONS AND MEMORIALS.

Messrs. McQuin, Reed, Thompson, Miller of Buena Vista, Finch, Frink and Whittier presented petitions of citizens of their respective counties asking for the state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Prentis, Griswold, Johnson of Webster, Chapman, Wheeler, Bowen, Klemme, Lauder, Baker, Grote, Nolan, McDonald, Wood, Wells, Sullivan, Wilson, Marti, Ray, Voelker, Brady, Edwards, Whittier, Classen, Perrott, Brighton, Morrison of Keokuk and Manahan presented petitions of citizens of their respective counties against the "Healy" bill.

Referred to Committee on Banks and Banking.

Messrs. Van Houten, Frink, Haugen, Hinkhouse, Putnam, Wood, McDonald, Lowry and Bailey presented communications from various G. A. R. posts containing answers to questions asked them relative to the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Bird, Bowen, Parker, Loomis and Wood presented petitions of citizens of their respective counties asking the passage of House file No. 31.

Referred to Committee on Insurance.

Messrs. Miller of Buena Vista and McDonald presented petitions of G. A. R. posts of their counties asking for a memorial and art building.

Referred to Committee on Public Buildings.

Mr. Bell presented a remonstrance of citizens of Washington county against a manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Wells presented petition of citizens of Jasper county, asking that the dam in the Des Moines river at Bonaparte be removed.

Referred to Committee on Fish and Game.

Mr. Mullin presented petition of citizens of Henry county, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Hendershot presented communication of the auditor of Marion county in reference to the incurable insane in poor houses.

Referred to Committee on Hospitals for Insane.

Mr. Brighton presented petition of citizens of Jefferson county asking for the establishment of additional normal schools.

Referred to Committee on Normal Schools.

Mr. Bird presented petition of citizens of Cerro Gordo county asking for the repeal of the present pharmacy laws in reference to the sale of intoxicating liquors.

Referred to Committee on Pharmacy.

Mr. Good presented petition of citizens of Boone county asking the retention of the present forms of school districts.

Referred to Committee on School and Text Books.

Mr. Morrison of Keokuk presented petition of citizens of Keokuk county in reference to the pay of justices of the peace.

Referred to Committee on Compensation of Public Officers.

Mr. Morrison of Keokuk presented petition of citizens of Keokuk county in reference to the passage of House file No. 116.

Referred to Committee on Elections.

Messrs. Hinman and Bailey presented petitions of citizens of their respective counties asking for the passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Van Houten presented petition of citizens of Taylor county, asking for changes in the Code with reference to boards of supervisors.

Referred to Committee on Roads and Highways.

Mr. Doubleday presented petition of citizens of Polk county asking an appropriation for a manufacturers' building at the state fair grounds.

Referred to Committee on Appropriations.

Mr. Porter presented petition of citizens of Appanoose county, asking for the passage of Senate file No. 122, with some amendments.

Referred to Committee on Judiciary.

Mr. McDowell presented remonstrance of citizens of North English, Iowa, against House file No. 212.

Referred to Committee on Suppression of Intemperance.

Mr. Potter presented petition of citizens of Hancock and Pottawattamie counties, Iowa, against the passage of the "Healy" bill.

Referred to Committee on Banks and Banking.

Mr. Crow offered the following resolution, and moved its adoption:

*Resolved, by the House, the Senate concurring, That the Governor be and is hereby requested to return to the House of Representatives House Joint Resolution No. 6, relating to pay of Chaplains.*

Adopted.

Mr. Morrison of Grundy offered the following resolution, which was laid over under rule 34:

*Resolved, by the House, the Senate concurring, That the Speaker of the House and the President of the Senate shall each declare his respective House adjourned sine die on Thursday, April 9, 1896, at 12 o'clock m.*

#### REPORT OF COMMITTEE.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa the application of A. F. Hockett, convicted of the crime of murder at the February, A. D. 1885, term of the district court of Mahaska county, Iowa, for pardon, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the governor of Iowa grant a pardon, the said pardon to be conditional, that the said A. F. Hockett abstain from the use of intoxicating liquors as a beverage and demean himself as an orderly and law abiding citizen.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

#### MINORITY REPORT.

Messrs. Tibbitts and Thompson, from the Committee on Pardons, submitted the following minority report:

MR. SPEAKER—A minority of your Committee on Pardons, to whom was referred by the Governor of Iowa the application of A. F. Hockett, convicted of the crime of murder at the February, A. D. 1885, term of the district court of Mahaska county, Iowa, for pardon, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

O. O. TIBBITTS.

J. A. THOMPSON.

Ordered passed on file.

#### REPORTS OF COMMITTEES.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 349, a bill for an act to amend section 4, chapter 143 of the acts of the Sixteenth General Assembly, relating to the appointment of judges of superior courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 28, a bill for an act to amend section 4026 of the Code, relating to testimony in prosecutions for gambling, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 235, a bill for an act in relation to chattel mortgages and the rights of parties to such instruments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 210, a bill for an act to provide for the auditing and payment of certain expenses of district judges, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 289, a bill for an act to amend section 1074 of the Code, relating to forfeiture of corporate franchises, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, by adding the following: "*Provided*, that this act shall not apply to railway companies organized under the laws of the state," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 363, a bill for an act to regulate the manufacture and sale of goods marked "sterling," or "sterling silver," or "coin," or "coin silver," and to provide punishment for the violation of the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 248, a bill for an act to amend sections 2 and 3 of chapter 69, acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided for in said act, and to extend the term of the present incumbent, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 339, a bill for an act to amend section 3173 of the Code of 1873, relating to the appeal of cases to the district courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 311, a bill for an act to amend section 2276 of the Code, as amended by chapter 70, acts of the Twenty-second General Assembly, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the publication clause, and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 362, a bill for an act to amend chapter 14 of the acts of the Twenty-fourth General Assembly, relating to the funding of indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment: Insert after the word "class" in the fourth line of section 1, the following: "And by striking out after the word 'dollars,' in the third line, the words 'at the time of the passage of this act.'"

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 331, a bill for an act to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendment: Amend section 1 by inserting between the words "characters" and "to" the words "and cities of the second class."

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 359, a bill for an act to amend section 459 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 181, a bill for an act to amend chapter 7 of the acts of the Twentieth General Assembly, relating to the appointment

of marshals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment: Strike out of section 1 all after "1880."

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 119, a bill for an act to amend chapter 91 of the acts of the Twenty-fifth General Assembly, relating to the extermination of the Russian thistle, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

By striking out of line 3 in section 1 the word "twenty-fifth" and inserting in lieu thereof the word "fifth"; also striking out the words "tenth day of September" and inserting the words "first day of August," and lines 4 and 5 strike out the words "the tenth day of August and the first day of September" and insert in lieu thereof the words "the twenty-fifth day of July and the fifteenth day of August"; also in section 2, line 3, strike out the word "twenty-fifth" and insert in lieu thereof the word "fifteenth," and in line 7 strike out the word "fifteenth" and insert in lieu thereof the word "first"; also amend section 3 of said chapter by adding thereto the following: "But said board of supervisors shall levy no tax against lands owned by the United States, the State of Iowa, nor the county in which said thistles are destroyed."

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Potter, from the Committee on Telegraph, Telephone and Express, submitted the following report:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred House file No. 298, a bill for an act declaring express companies operating and doing business in this state common carriers, and providing for their regulation and control by the railroad commissioners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

L. F. POTTER,  
*Chairman.*

Ordered passed on file.

Mr. Brighton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments to whom was referred Joint Resolution No. 2 to provide for submitting the constitutional amendment to a vote of the Legislature of Iowa, beg leave to

By Mr. Loomis, House file No. 395, a bill for an act to amend chapter 69, acts of the Twenty-second General Assembly, relating to the management of the criminal insane, by adding section 11 thereto, providing a steward for the department for criminal insane at the penitentiary at Anamosa, and fixing the amount of his compensation.

Read first and second time and referred to Committee on Judiciary.

By Mr. McDonald, House file No. 396, a bill for an act to repeal section 1740 of the Code and to enact a substitute therefor, relative to the duties of presidents of school boards.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Nietert, House file No. 397, a bill for an act to require the railroad companies in the State of Iowa to place on sale mileage books at no higher rate than two cents per mile, to regulate the amount of baggage and to prevent a regular traffic by unauthorized persons in said mileage books.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Ray, House file No. 398, a bill for an act to amend section 1433 of the Code, relating to the care of the insane.

Read first and second time and referred to Committee on Judiciary.

By Mr. Frink, House file No. 399, a bill for an act to amend section 807 of the Code of 1873, as amended by section 2, chapter 197 of the acts of the Twentieth General Assembly, and section 2, chapter 86 of the acts of the Twenty-first General Assembly, in relation to the publication of the proceedings of the board of supervisors.

Read first and second time and referred to Committee on County and Township Organization.

The House here took up Senate file No. 57, a bill for an act to revise, amend and codify the statutes relative to militia, which was set for Saturday, February 22, at 10 A. M.

Mr. Garner raised the point of order that the time for consideration of this special order was passed, according to Cushing's manual.

The Chair decided the point not well taken.

Mr. Garner appealed from the decision of the Chair.

The House sustained the decision of the Chair.



Mr. Sullivan moved that the bill be considered section by section.

On a division the motion was lost by a vote of 15 for and 87 against.

Mr. Evans moved to amend the bill by inserting, where the Senate has stricken out, the Code numbers after each section referring to McClain's Code.

Lost.

Mr. Bell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Grote, Hazen, Ladd, McAchran, Manahan, Porter, Power, Smith, Sullivan, Watts, Weaver—12.

So the bill passed and the title was agreed to.

On motion of Mr. McDonald, House file No. 200, a bill for an act to make an annual appropriation for the Iowa State Agricultural society, with report of committee recommending amendments, and when so amended that the same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Gurley moved to amend as follows:

In section 1, fourth line, insert the words "for the term of four years" after the word "thereafter."

On a division the motion was carried by a vote of forty-one for and thirty against.

Mr. Tibbitts moved to amend by striking out section 3.

Lost.

Mr. McDonald moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Finch, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Wells, Wheeler, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

Messrs. McDowell, Tibbitts and Whelan—3.

Absent or not voting:

Messrs. Cornwall, Grote, McCachran, Marti, Merrell, Porter, Power, Reed, Smith, Watters, Weaver—11.

So the bill passed and the title was agreed to.

On motion of Mr. Hendershot, House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers and all official acts done and ordinances passed by the council of said town, not in contravention to the laws of the State of Iowa, with report of committee recommending amendment and when so amended that the same do pass, was taken up, considered, and the amendment of the committee adopted.

Mr. Morrison of Keokuk moved to amend by adding to section 3 the words, "said publication shall be without expense to the state."

Carried.

Mr. Hendershot moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme Ladd, Lauder, Lavender, Loomis, Lowry, McArthur, McDona-ald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Mer-riam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Put-nam, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brinton, Chapman, Cornwall, Lambert, McAchran, Manahan, Merrell, Porter, Ray, Smith, Watters, Weaver—13.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 40, a bill for an act to enable boards of school directors to provide free text books for pupils in the public schools.

W. E. BULLARD,  
*Secretary.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 199, a bill for an act appropriating money to defray the expenses of the inaugural ceremonies.

G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*  
W. E. HAUGER,  
*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 226, a bill for an act to amend section 1, chapter 171 of the acts of the Twenty-first General Assembly, providing for levy of tax for fire purposes.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 161, a bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15 of the laws of the Twenty-fourth General Assembly, and chapter 3 of the laws of the Twenty-fifth General Assembly, relating to indebtedness of cities and towns.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

The Speaker signed, in the presence of the House, House file No. 226 and House file No. 161.

On motion of Mr. Power, House file No. 849, a bill for an act to amend section 4, chapter 143, acts of the Sixteenth General Assembly, relating to the appointment of judges of superior courts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Power moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee,

Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Cornwall, Hauger, McAchran, McDonald, Manahan, Morrison of Keokuk, Smith, Temple, Watters, Weaver—11.

So the bill passed and the title was agreed to.

On motion of Mr. Reed, House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Reed moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Doubleday, Funk, Garley, Jackson, Ladd, Lavender, McAchran, McDonald, Manahan, Porter, Smith, Temple, Watters, Weaver—16.

So the bill passed and the title was agreed to.

## INTRODUCTION OF BILLS.

By Mr. Early, House file No. 400, a bill for an act to amend section 2 of chapter 3 of the acts of the Fifteenth General Assembly, relating to the pay of Chaplains of the general assembly.

Read first and second time.

Mr. Early moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Davis, Haugen, Huntley, Lambert, Lavender, Lowry, McArthur, Putnam, Temple, Watters, Weaver—13.

So the bill passed and the title was agreed to.

On motion of Mr. Funk, House file No. 13, a bill for an act to revise, amend and codify the statutes in relation to the police of the state, with report of committee recommending amendments, and when so amended, that the same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Power moved that the bill be read and considered section by section.

On a division of the House the motion was carried by a vote of 35 for and 30 against.

Mr. Hauger moved to amend section 9, line 1, of chapter 1, by striking out the words "one year" as recommended by the committee, and inserting the words "six months."

Lost.

On motion of Mr. Byington only those sections were read which were amended by the committee.

Mr. Funk moved to amend section 2, line 2, of chapter 2, by inserting the words "and one" before the word "secretary."

Carried.

Mr. Merrell moved to amend section 1, line 4, chapter 2, by striking out the word "five" and insert the word "six"

Lost.

Mr. Hauger moved to strike out all after the second "and" in line 3, section 2 of chapter 2, up to and including the word "located."

Lost.

Mr. Merriam moved that the House adjourn till 2 P. M.

On a division of the House, the motion was lost by a vote of 21 for and 60 against.

Mr. Watters was excused until Friday.

Mr. Merrell filed the following motion to reconsider:

MR. SPEAKER—I move to reconsider the vote whereby the motion to strike out the word "five" and insert "six" in section 1, line 4, chapter 2, was declared lost.

N. A. MERRELL.

I second the motion.

J. T. P. POWER.

On motion of Mr. Spaulding, the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Thursday, February 27, 1896; }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by the Rev. W. T. Dawson, of Ankeny Iowa.

PETITIONS AND MEMORIALS.

Messrs. Byington, Early, Miller of Warren, Reed, Davis, Putnam, Mullin, Haugen, Lavender, Finch, Wells, Allen, Crow, Spaulding and Evans presented remonstrances of citizens of their respective counties protesting against the Healy bill.

Referred to Committee on Banks and Banking.

Messrs. Van Houten, Thompson and Parker presented petitions of citizens of their respective counties asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Van Houten presented resolution of directors of Pottawattamie county in reference to school directors.

Referred to Committee on Normal Schools.

Messrs. Frazee, Miller of Cherokee, Dowell and Perrott presented remonstrances of citizens of their respective counties against manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Evans presented remonstrance of citizens of Wayne county against itinerant venders.

Referred to Committee on Judiciary.

Mr. Van Houten presented remonstrance of J. M. Hussey against establishment of additional normal schools.

Referred to Committee on Normal Schools.

Mr. Good presented remonstrance of citizens of Boone county against establishment of independent township school districts.

Referred to Committee on School and Text Books.



Mr. Thompson presented communication of auditor of Fayette county, relative to care of insane on county poor farm.

Referred to Committee on Hospitals for Insane.

Messrs. Perrott, Morrison of Keokuk, Smith, Miller of Cherokee, Weaver and Hauger presented petitions of citizens of their respective counties, asking for resubmission.

Referred to Committee on Constitutional Amendments.

Mr. Mullin presented petition of Henry Connly, asking that the age of consent be raised to eighteen years.

Referred to Committee on Judiciary.

Messrs. Classen, Parker and St. John presented petitions of citizens of their respective counties asking the passage of House file No. 31.

Referred to Committee on Judiciary.

Messrs. Parker, Edwards and Clark presented communications of G. A. R. posts in answer to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Mullin, Frink and Loomis presented petitions of citizens of their respective counties asking a building for Iowa manufacturers at state fair grounds.

Referred to Committee on Agriculture.

Mr. Early presented petition of citizens of Sac county asking passage of House file No. 344.

Referred to Committee on Pharmacy.

Mr. Early presented petition of citizens of Sac county asking passage of a law in relation to horse breeding.

Referred to Committee on Animal Industry.

Messrs. Whelan and Edwards presented petitions of citizens of their respective counties, asking passage of Senate file No. 124.

Referred to Committee on Military.

Mr. McAchran presented petition of citizens of Davis county, asking additional buildings for the penitentiary at Fort Madison.

Referred to Committee on Penitentiary.

Mr. Hauger presented petition of auditor of Worth county in reference to insane on county poor farm.

Referred to Committee on Hospitals for Insane.

Mr. Hauger presented petition of citizens of Black Hawk county asking additional normal schools.

Referred to Committee on Normal Schools.

and personalize them with medallions upon the monument, is making an invidious distinction against the tens of thousands of others equally meritorious and deserving; and secondly,

*Resolved*, That in our opinion the inspiration which prompted the erection of the monument was a high and holy spirit of gratitude, seeking a form of expression the most enduring for present and future generations; of grateful remembrance by the great body of the people of the state to those men who as a body had defended the honor, power and perpetuity of the state, and who by their heroism had brought enduring honors upon the state. And to place the names or medallions of a special few upon the monument is only to degrade the inspiration of the whole purpose of the monument from a tender memorial of the whole body of soldiers to that of a grave stone for a few, and many of them still living.

That in our opinion the monument is an emblem of gratitude to patriotism of the same character as the stars and the stripes on the flag of our country are the emblems of national unity one and indivisible—and it is no more appropriate to put the medallions of generals or names of persons or regiments upon the monument than it would be to print the names of the presidents, or the medallions of Washington, Jefferson and Jackson on the flag of the country; and thirdly,

*Resolved*, That in our opinion there ought to be some recognition in grateful remembrance of the benevolence and patriotic charity of those Christian women composing the sanitary commission and the army nurses; that, in our opinion, an ideal infantry private with a musket, and an ideal cavalry private with horse and equipments, an ideal batteryman standing to his cannon, and an ideal representation of an army nurse ministering to the wounded is all that should be about the monument with the statue of Victory surmounting the monument as it now is; that the spontaneous charity of the women of Iowa was as much a part of the war as were the battle charges and marches; that the names of men or women, however distinguished, privates or generals, or of regiments or battalions or batteries, amount to nothing in the presence of the grand inspiration of gratitude of the whole people to the whole body of the soldiery. And that the addition of particular names or organizations only mar, incumber and degrade the grand inspiration of eternal gratitude which the monument is designed to express.

Mr. Nietert offered the following resolution, and moved its adoption:

WHEREAS, An all wise Providence has removed from our midst Hon. F. McClelland, of Linn county, a member of this House; therefore, be it

*Resolved*, That the Speaker appoint a committee to draft suitable resolutions on the death of Hon. F. McClelland and report the same to this House.

Adopted.

The Speaker appointed on said committee: Messrs. Nietert of Linn, McDonald of Guthrie and McDowell of Iowa.

Mr. Hinman offered the following resolution, which was laid over under rule 34.

WHEREAS, A resolution was adopted by this House on February 7, requesting the Auditor of State to furnish "an itemized statement of the expenditures of the soldiers' and sailors' monument commission;" and

WHEREAS, The statement furnished by the Auditor of State, as printed in the Journal of February 20, is not "an itemized statement" and does not convey the information desired; therefore,

*Resolved*, That this statement be recommitted to the officer by which it was made, and he be requested to furnish the information called for in the original resolution, if he is in possession of the same, or state the reason why not.

#### REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 282, a bill for an act to provide uniform text books for the public schools of Iowa and free text books at the option of local schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that Senate file No. 40 be substituted therefor, and this substitute do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 379, a bill for an act to amend section 1717 of the Code, as amended by the acts of the Nineteenth General Assembly in chapter 51, relating to the powers of electors at the annual district township meeting, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 149, a bill for an act to provide cheaper text

books for the pupils of Iowa, and for uniformity of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. F. REED,  
*Chairman.*

Ordered passed on file. .

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 377, a bill for an act to amend chapter 167, acts of the Nineteenth General Assembly, as amended by chapter 22, acts of the Twenty-third General Assembly, and by chapter 36, acts of the Twenty-fifth General Assembly, providing for the issue of different kinds of certificates and diplomas, and directing more clearly the manner in which a certificate or diploma may be revoked by the state educational board of examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 238, a bill for an act to legalize certain ordinances of the incorporated town of LeGrand, Marshall county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 32, a bill for an act to legalize the incorporation of the town of Pulaski, Davis county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 274, a bill for an act to legalize the incorporation of the town of Minnewaukon, Iowa, in the election of its officers, beg leave

to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 224, a bill for an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding the following: "*Provided*, that nothing in this act shall in any way affect litigation now pending in any court in this state," and when so amended that same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 270, a bill for an act to legalize the incorporation of the town of Marysville, Marion county, Iowa, and to legalize the ordinances passed by said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 234, a bill for an act to amend section 2017 of the Code of Iowa in relation to landlords' lien, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute hereto attached marked "substitute for House file No. 234" be recommended for passage.

P. FINCH,  
*Chairman pro tem.*

Substitute read first and second time and passed on file.

Mr. Hinman, from the Committee on Industrial Schools, submitted the following report:

MR. SPEAKER—Your Committee on Industrial Schools, to whom was referred chapter 8 of House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

Amend section 1 by inserting the words "for boys" after the word "school" in line 1; by striking out the word "six" and inserting the word "five" before the word "trustees" in line 2; by striking out in line 2 the word "annually" and inserting the word "quarterly" after the word "meet;" by striking out the first word in line 3 and inserting the word "second" in its place; strike out in line 3 the words "may, at which" and insert the words "January, April, July and October, and at the April."

Amend section 2 by striking out in line 1 after the word "power" "to enact by-laws, rules and regulations for the government of the institution, and maintenance of strict discipline therein."

Amend section 7 by striking out in line 23 the words "majority or for such less term as he may think best" and inserting the words "the age of twenty-one years" in place thereof.

Amend section 8 by striking out in line 8 the words "majority or for such less term as is in his judgment right or proper" and insert in place thereof the words "twenty-one years."

Amend section 9 as follows: Strike out in line 4 the word "felony" and insert the word "crime" in place thereof; insert in line 2, after the word "dangerous" the word "detrimental."

Amend section 10 as follows: Strike out in line 2 the word "majority" and insert the words "twenty-one years" in place thereof; strike out in line 6 the word "majority" and insert the words "twenty-one years" in place thereof.

Amend section 12 by striking out the word "eight" in the second line and insert the word "ten" in the place thereof.

S. N. HINMAN,  
*Chairman.*

Ordered passed on file.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred Senate file No. 40, a bill for an act to enable boards of school directors to provide free text books for pupils in the public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be substituted for House file No. 74, and that the substitute do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred, by the Governor, the application of Charles P. Wells, convicted of the crime of murder at the May, A. D. 1893, term of the district court of Lee county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be granted, to remain in force during

the period of defendant's good behavior and during such time as he shall refrain from the use of intoxicating liquors as a beverage.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 322, a bill for an act to amend section 1550 of the Code, relating to contracts for the payment for intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment:

Strike out in lines 5 and 6 the words "the sale of such liquors is taxed," and insert in lieu thereof "a written statement of consent has been filed."

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 213, a bill for an act to amend section 18 of chapter 62 of the acts of the Twenty-fifth General Assembly, entitled an act to tax the traffic in intoxicating liquors and to regulate and control the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 244, a bill for an act to indemnify counties for money advanced to support indigent persons by the overseer of the poor in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with substitutes for section 1 and section 2 as follows:

SECTION 1. Each county auditor shall keep as a part of the records of his office a list of the names in full, alphabetically arranged, of all persons receiving aid from the pauper funds.

SEC. 2. The moneys so paid for the care or assistance of such indigent persons shall constitute a claim of the second class against the estate, real and personal, of such indigent person when deceased, and shall have precedence of any right of heirs, legatees and devisees, and shall not be bound by any statutes of limitations.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 345, a bill for an act making appropriation for the relief of Mr. Stone, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 230, a bill for an act indemnifying counties in Iowa in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that another bill introduced by the same member, Mr. Doubleday, is calculated to attain the same object.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Mr. Brighton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 9, for amendment to the constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the constitution, and the substitute hereinafter proposed be adopted in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with amendments as follows: In section 35, after the word "hundred" in the second line, insert the word "one," and in the fourth line after the word "Polk" insert the words "and Dubuque," and after the word "shall" in the same line, insert the word "each," and in the fifth line after the word "entitled" insert the word "each."

HENRY H. BRIGHTON,  
*Chairman.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval: House file No. 161, an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws



of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, relating to indebtedness of cities and towns.

W. E. HAUGER,

*Chairman.*

February 26, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval: House file No. 226, an act to amend section 1, chapter 171 of the acts of the Twenty-first General Assembly, providing for the levy of a tax for fire purposes.

W. E. HAUGER,

*Chairman.*

February 26, 1896.

Mr. Doubleday called up Joint Resolution No. 1, in reference to the manufacture and the sale of intoxicating liquors as a beverage.

Mr. Doubleday moved that the resolution be read a third time now and be put upon its passage.

On the question "Shall the resolution prevail?" the yeas were:

Messrs. Bell, Brighton, Brinton, Clark, Classen, Cook, Doubleday, Dowell, Early, Evans, Finch, Frink, Funk, Garner, Griswold, Haugen, Hauger, Hinman, Huntley, Johnston of Franklin, Lavender, Loomis, McCachran, McDonald, Martin, Merriam, Miller of Cherokee, Miller of Warren, Parker, Perrott, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Van Houten, Wells, Williams, Wood—41.

The nays were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brady, Byington, Chapman, Crow, Davis, Edwards, Frazee, Good, Grote, Gurlley, Hazen, Hendershot, Hinkhouse, Hunt, Klemme, Ladd, Lambert, Lauder, Lowry, McArthur, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Putnam, Sullivan, Temple, Thompson, Tibbitts, Voelker, Weaver, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—52.

Absent or not voting:

Messrs. Cornwall, Jackson, Jay, Johnson of Webster, Manahan, Watters—6.

So the resolution was declared lost.

The following explanations of votes were handed in:

MR. SPEAKER—Believing that there is no general demand upon the part of the people of Iowa for an opportunity to vote upon this question, and

regarding any further agitation of the subject of state-wide prohibition as detrimental to the interests of temperance, I vote "no."

J. D. MORRISON.

MR. SPEAKER—While I protest against the method by which this resolution has been brought in at this time, yet common honesty demands that I should vote "aye."

J. H. FUNK.

MR. SPEAKER—Protesting against the manner of calling this resolution up at this time, I vote "aye."

W. B. MARTIN.

MR. SPEAKER—Believing that the majority of the people do not wish resubmission, and that a postponement of voting thereon until June, 1897, as asked by resolution No. 2 would simply keep in politics that which we all deplore, I vote "no."

Z. H. GURLEY.

MR. SPEAKER—In explanation of my vote on the question of resubmission as contained in joint resolution, I desire to say that while I recognize and appreciate the will of my constituency in favoring any and all legislation in the interests of temperance to the end that the evil resulting from the sale of intoxicating liquors may be reduced to the lowest possible minimum, and in the absence of any information from my constituency guiding my actions, I had concluded that the cause of temperance could best be served by maintaining our present law, believing, as I do, that it is practically impossible, from recent experiences, to enforce prohibition with satisfactory results. With this conviction, I am constrained to vote "no."

W. G. LADD.

MR. SPEAKER—I wish to explain my vote on Joint Resolution No. 1. I am in favor of true temperance as much as any member upon this floor, and if by resubmitting this question to the people it would give us true prohibition I would be in favor of it; but knowing the workings of prohibition in Iowa after it carried by a majority of over 30,000, I am convinced that there were thousands who were not honest in their voting, for had they been there would have been no difficulty in enforcing prohibition, and because I am opposed to another such farce I therefore vote "no."

WM. H. KLEMM.

MR. SPEAKER—I vote "no" on this joint resolution, believing that its passage would endanger the cause of temperance and injure the business interests of Iowa. As a member of the Committee on Constitutional Amendments, I voted against the report of that committee, but did not file a minority report, it being understood by the committee that each member should be free to vote as his judgment dictated when the question should come up in the House.

G. M. PUTNAM.

Mr. Jay desired that the Journal show that he was not in favor of the resolution, and had it been possible for him to have been in his seat at the time the vote was taken that he would have voted "no."

Mr. Jackson offered the following:

MR. SPEAKER—I desire to be recorded and have the Journal show as voting “no” on resubmission.

A. E. JACKSON.

Mr. Lauder moved a reconsideration on the vote just taken.

Mr. McArthur seconded the motion.

Mr. Nietert moved to lay the motion on the table.

Seconded by Mr. Gurley for indefinite postponement, which was accepted by Mr. Nietert.

Carried.

Mr. Doubleday called up Joint Resolution No. 2, in reference to the method of submitting the constitutional amendment to a vote of the people, and moved that it be indefinitely postponed.

Carried.

#### INTRODUCTION OF BILLS.

By Mr. Griswold, House file No. 401, a bill for an act prohibiting the sale or distribution of obscene literature, pictures, paintings and the like.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Hendershot, House file No. 402, a bill for an act making appropriations for the Industrial Home for the Blind at Knoxville, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. McAchran (by request), House file No. 403, a bill for an act to authorize the employment of persons in the penitentiaries on work for the improvement of streets and highways.

Read first and second time and referred to Committee on Penitentiaries.

By Mr. McArthur, House file No. 404, a bill for an act to authorize cities to license and tax transient merchants and peddlers.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. McDowell, House file No. 405, a bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporate town of Williamsburgh, Iowa county, Iowa.

Read first and second time and referred to committee on Judiciary.

By Mr. Mullin, House file No. 406, a bill for an act to amend section 1390 of the Code of Iowa, relating to the care of the Hospital for the Insane.

Read first and second time and referred to Committee on Hospital for Insane.

By Mr. Sullivan, House file No. 407, a bill for an act to punish lessees in certain cases.

Read first and second time and referred to Committee on Judiciary.

By Mr. Whelan, House file No. 408, a bill for an act to amend section 8956 of the Code of Iowa, relative to assisting prisoners to escape.

Read first and second time and referred to Committee on Judiciary.

By Mr. Ladd, House file No. 409, a bill for an act to provide for the examination of the condition and standing of all fire insurance companies or associations transacting business in the State of Iowa, whether organized under the laws of Iowa or any state or territory of the United States or any foreign government.

Read first and second time and referred to Committee on Insurance.

Mr. Morrison of Grundy offered the following report of the Conference Committee, relative to railroad commissioners' maps, and moved its adoption:

MR. SPEAKER—Your Joint Committee of Conference, to whom was referred Senate Joint Resolution No. 11, relative to railroad commissioners' maps, beg leave to report that they have had the same under consideration and would recommend that in lieu thereof a joint resolution be adopted instructing the railroad commissioners to procure 15,000 copies of the railroad commissioners' official map of Iowa, enclosed in envelopes suitable for mailing, and to furnish each member of the Twenty-sixth General Assembly with seventy-five copies thereof for distribution.

J. D. MORRISON,

E. C. SPAULDING,

W. B. MARTIN,

J. P. McDOWELL,

*Conferees on part of House.*

H. L. WATERMAN,

L. C. BLANCHARD,

G. M. CRAIG,

W. F. HARRIMAN,

*Conferees on part of Senate.*

Adopted.

Mr. Morrison of Grundy offered the following Joint Resolution No. 12, which was read the first and second time:

JOINT RESOLUTION NO. 12.

*Be it Resolved by the Twenty-sixth General Assembly of the State of Iowa:*

That the railroad commissioners are hereby authorized to procure, at the earliest practicable date, 15,000 copies of the railroad commissioners' official map of Iowa, with suitable envelopes therefor, and deliver seventy-five copies thereof to each member of the Twenty-sixth General Assembly.

Mr. Morrison of Grundy moved that the rule be suspended, and the resolution read a third time and put upon its passage.

Carried.

On the question, "Shall the resolution prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—79.

Mr. Scott voted in the negative.

Absent or not voting:

Messrs. Baker, Byington, Cook, Cornwall, Dowell, Early, Funk, Garner, Haugen, Jay, Johnson of Webster, Lauder, McNulty, Manahan, Porter, Sullivan, Voelker, Watters—18.

So the resolution was adopted.

Mr. Weaver offered the following resolution and moved its adoption:

*Resolved*, That Colonel Hogland, president of the Boys' and Girls' National Home and Employment association, be allowed the use of this Chamber on Friday evening, for the delivery of his lecture, "Curfew Bell."

Mr. Van Houten raised the point of order that the statutes provide that these halls shall be used for legislative purposes only.

The Speaker declared the point to be well taken.

The House here took up the pending bill, House file No. 13, a bill for an act to revise, amend and codify the statutes in relation to the police of the state, and the clerk continued the reading.

Mr. Spaulding moved to strike out section 16, chapter 4.

Carried.

Mr. Merrill moved to strike out the word "five," as recommended by the committee, in line 1, section 3 of chapter 21 and insert the word "six."

Lost

Mr. Frink moved to strike out all after the word "it" in line 5, section 50, chapter 2, and insert all of section 2241 of McClain's Code, from and including the word "but" in the seventh line.

Mr. Merrell moved to strike out the words "and the Soldiers' Home" in section 1 of chapter 21.

Mr. Hauger moved to amend by also striking out the words "the Normal School."

Amendment lost.

Motion of Mr. Merrell carried by a vote of 29 for to 28 against.

Mr. Van Houten offered the following amendment:

In section 2, line 4 of chapter 2, strike out the comma and insert a period after the second word; also strike out the word "and" and insert the words "the board of trustees shall."

Carried.

Mr. Jackson moved to amend as follows:

Page 530, section 6, amend by striking out in line 2 the words "all shall not" and insert the words "not more than three shall."

Lost.

Mr. Reed offered the following amendment and moved its adoption:

On page 530, strike out line 1, section 6, and substitute the following: One trustee of each institution governed by trustees shall be a resident of the congressional district in which it is situated.

Lost.

Mr. Griswold moved to strike out all after the word "court" in chapter 2, line 8 of section 55.

Lost.

Mr. Spaulding moved to strike out section 15 of chapter 4.

Carried.

Mr. Gurley moved to amend as follows:

Amend section 12 of chapter 21 by striking out the word "verified" in line 1 and insert the words "and certified to by the president and secretary of the board and approved by the board."

Adopted.

Mr. Lauder moved to reconsider the vote on the motion of Mr. Griswold.

Carried.

Mr. Merriam moved to amend the motion of Mr. Griswold by striking out all after the word "written" in line 11, up to and including the word "confined," in line 12.

Amendment lost.

Amendment of Mr. Griswold lost.

Mr. Potter moved to amend as follows:

On page 530, section 6, strike out all after the word "party" in line 3.

Lost.

Mr. Porter moved to amend as follows:

In section 1, chapter 21, after the word "years" in line 11, insert the words "for the Soldiers' Home six trustees, who shall hold office for six years."

Adopted.

Mr. Jackson moved to amend as follows:

On page 468, section 14, line 1, that the word "three" be stricken out and the word "four" be inserted in lieu thereof; also the same change in line 8.

Lost.

Mr. Spaulding moved to amend as follows:

In line 8, section 4 of chapter 4, after the word "for" and before the word "said" insert the word "double."

Lost.

Mr. Haugen moved to lay this matter over till Monday for the purpose of printing the amendments.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brighton, Clark, Classen, Cook, Davis, Edwards, Frazee, Frink, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jay, Ladd, Lauder, Lavender, Loomis, McAchran, McDowell, McQuin, Martin, Merrell, Merriam, Morrison of Grundy, Mullin, Nolan, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, Sullivan, Tibbitts, Wheeler, Whittier, Wilson—49.

The nays were:

Messrs. Allen, Bailey, Bowen, Brinton, Byington, Chapman, Crow, Doubleday, Dowell, Early, Evans, Finch, Funk, Gurley, Huntley, Jackson, Johnston of Franklin, Klemme, Lowry, McArthur, McDonald, McNulty, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Scott, St. John, Temple, Thompson, Van Houten, Weaver, Whelan, Williams, Wood, Mr. Speaker—42.

Absent or not voting:

Messrs. Cornwall, Garner, Johnson of Webster, Lambert, Manahan, Voelker, Watters, Wells—8.

So the motion prevailed.

On motion of Mr. Reed, House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state, with report of committee recommending that Senate substitute for Senate file No. 40 be substituted for House file No. 74, was taken up and considered.

Mr. Spaulding moved that further action on this bill be deferred until Saturday morning at 10 A. M.; that the bill retain its place on the Calendar, and that the Senate substitute for Senate file No. 40 be printed.

Lost.

Mr. Dowell moved to amend as follows: After the word "district," in section 1, insert the words, "based on the vote of the last school election."

Mr. McArthur moved a substitute to the amendment, as follows:

Strike out of line 2, section 1, the words "independent district."

The substitute was lost.

The amendment of Mr. Dowell was lost.

Mr. Early moved to amend as follows:

Strike out "at the next annual meeting" in lines 4 and 5, in section 1, and insert in place thereof the words "of said district;" also strike out the word "meeting" in line 5, section 1, and insert the word "election" in lieu thereof, and that such changes be made throughout the bill, so as to make it conform to an election.

Lost.

The Journals of Tuesday, February 25, and Wednesday, February 26, corrected and approved.

Mr. Allen moved to adjourn till 9 A. M. to-morrow.

Mr. Haugen moved to amend by making it 8 P. M. this evening for the consideration of legalizing acts and bills reported for indefinite postponement.

Motion as amended carried.

House adjourned.



## EVENING SESSION.

House met pursuant to adjournment, with Speaker (*pro tem*) Dowell in the Chair.

On motion of Mr. McArthur, Senate file No. 186, a bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class, was substituted for House file No. 142.

Mr. McArthur moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Gurley, Haugen, Hazen, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buer a Vista, Miller of Cherokee, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood—67.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Byington, Chapman, Cornwall, Davis, Frazee, Funk, Garner, Griswold, Grote, Hauger, Hendershot, Hinkhouse, Jackson, Jay, Johnson of Webster, Lavender, McDowell, McNulty, Manahan, Merrell, Miller of Warren, Morrison of Grundy, Parker, Ray, Scott, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—32.

So the bill passed and the title was agreed to.

House file No. 176, a bill for an act to prevent misrepresentation of the circulation by canvassers or representatives for newspapers, magazines or periodicals, and to provide

punishment for the same, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 140, a bill for an act to enable district townships to annex thereto for school purposes territory lying in adjoining townships, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

House file No. 108, a bill for an act for the suppression of wild mustard, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 188, a bill for an act to require township trustees and county treasurers to disburse the road and school tax collected from railroads equally among road supervisor districts in the townships through which such railroads are built and operated, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 262, a bill for an act to amend chapter 51, acts of the Twenty-fourth General Assembly of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 64, a bill for an act to provide for the establishment of an insurance department and the appointment of an insurance superintendent, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 159, a bill for an act to amend section 3507 of the Code of 1878, relating to jurisdiction of justices of the peace, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 278, a bill for an act repealing chapter 39 of the acts of the Fifteenth General Assembly, as amended by chapter 38 of the acts of the Seventeenth General Assembly, and to enact a substitute therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 184, a bill for an act to allow township trustees to levy tax and build suitable town house in which to hold elections and do other town business, with report of

committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 250, a bill for an act to provide for the equalization of assessment of personal property, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 203, a bill for an act providing for the admission of feeble minded persons to be admitted to the Institution for Feeble Minded Children, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 136, a bill for an act providing for the appointment of an examiner of accounts of all county officers, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 180, a bill for an act to amend section 1947 of the Code, relative to indexing deeds, mortgages and other instruments affecting lots in cities or villages, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 168, a bill for an act to regulate and define the rates of telegraph companies within the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 295, a bill for an act repealing section 2, chapter 7 of the acts of the Twenty-fifth General Assembly, relating to paving, curbing and sewerage in cities under special charters, and all cities having a population of 5,000 or more and enacting a substitute therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 44, a bill for an act to prevent poultry from running at large in cities and incorporated towns, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 116, a bill for an act to amend section 4 of chapter 47 of the acts of the Sixteenth General Assembly, and also section 5 of chapter 169 of the acts of the Seventeenth

General Assembly of the State of Iowa, relating to taxation of agricultural and horticultural lands within incorporated cities and towns, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 155, a bill for an act to amend section 589 of the Code, in reference to the election of clerk of the district court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 200, a bill for an act to exempt from taxation G. A. R. halls, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 71, a bill for an act to provide for the control and suppression of hog cholera and swine plague in the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 219, a bill for an act to amend section 726 of the Code of Iowa, relative to bridges, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 115, a bill for an act to amend section 906, chapter 2, title vi of the Code, as amended by chapter 62 of the acts of the Fifteenth General Assembly of the State of Iowa, relating to the tax and license for peddlers, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 299, a bill for an act to repeal section 882 of the Code and to enact a substitute therefor, relative to county boards of equalization, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 818, a bill for an act to amend section 2017, chapter 9, title 13 of the Code, preventing landlords' liens attaching to personal property subject to execution for purchase money, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 43, a bill for an act to regulate the manner of recording and keeping perfect land titles, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 220, a bill for an act to amend section 1673 of McClain's Code in regard to holding fairs, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 86, a bill for an act to authorize the Historical Department of Iowa to purchase a certain unpublished manuscript known as "A History of the Iowa Troops in the War of the Rebellion," with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 29, a bill for an act to provide for suitably marking the lines and positions held by Iowa regiments during the battle of Shiloh, and for the erection of monuments in the Shiloh Battlefield National Park commemorating their gallantry and the memory of those who fell, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 254, a bill for an act to amend section 10, chapter 75, acts of the Eighteenth General Assembly, as amended by chapter 137, acts of the Nineteenth General Assembly, and chapter 83, acts of the Twenty-first General Assembly of the Code of Iowa, relating to itinerate vendors of drugs, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 158, a bill for an act regulating and fixing the rate of charge for telegraph messages and fixing the maximum tariff for telegraph companies, corporations and individuals, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 252, a bill for an act relating to the making of claims and bringing suits against municipal corporations, including special charters for damages resulting from the unsafe condition of highways or bridges thereon, with report of committee recommending it be indefinitely postponed, was

taken up, considered, and the report of the committee was adopted.

House file No. 264, a bill for an act to repeal chapter 50 of the Twenty-fourth General Assembly and provide a substitute therefor, and to enlarge the duties and process of the state dairy commissioner, and provide an appropriation therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 53, a bill for an act providing a substitute for sections 5415, 5416 and 5417 of chapter 11, title xxiv of McClain's Code, and prescribing conditions for the prevention and suppression of hog cholera, swine plague and anthrax and other contagious or infectious diseases of swine in the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 263, a bill for an act to amend section 4, chapter 200 of the acts of the Twentieth General Assembly, being section 1469 of McClain's Code, relating to highways, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 201, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 66, a bill for an act to regulate the holding of primary elections, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 228, a bill for an act to amend section 3648 of the Code, in relation to evidence, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 280, a bill for an act to amend section 4200 of the Code, relating to attachments and garnishment, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 3, a bill for an act to amend section 1736 of the Code of 1873, allowing boards of directors to establish kindergarten schools, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 124, a bill for an act to provide for a lien on grain threshed or shelled, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 28, a bill for an act to amend section 4026 of the Code of Iowa, relating to testimony in prosecutions for gambling, with report of committee recommending it be indefinitely postponed, was taken up, considered, and on motion of Mr. Bell was recommitted to Committee on Judiciary.

House file No. 235, a bill for an act in relation to chattel mortgages and the rights of parties to instruments, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 210, a bill for an act entitled an act to provide for the auditing and payment of certain expenses of district judges, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 363, by Putnam (by request), a bill for an act to regulate the manufacture and sale of goods marked "sterling" or "sterling silver" or "coin" or "coin silver," and to prescribe punishments for the violation of the same, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 389, a bill for an act to amend section 3173 of the Code of 1873, as to appeals, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 42, a bill for an act to amend section 5415 of McClain's Code, relating to infectious diseases, with report of committee recommending passage, was taken up, considered, and, on motion of Mr. Davis, was indefinitely postponed.

On motion of Mr. Edwards, House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, and for other purposes, with Senate amendments, was taken up and considered.

Mr. Edwards moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood—79.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Frazee, Funk, Garner, Griswold, Hendershot, Hinkhouse, Jackson, Johnson of Webster, Lavender, McNulty, Manahan, Merrell, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—20.

On motion of Mr. Frink, House file No. 245, a bill for an act to legalize the acts of the council of the town of Coin, Iowa, with report of committee recommending amendments, and when so amended, that the same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Frink moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam,



Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood—77.

The nays were:

None.

Absent or not voting:

Messrs. Chapman, Cornwall, Frazee, Funk, Garner, Griswold, Hendershot, Hinkhouse, Jackson, Johnson of Webster, Lavender, McNulty, Manahan, Mayne, Merrell, Ray, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—22.

So the bill passed and the title was agreed to.

On motion of Mr. St. John, House file No. 224, a bill for an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. St. John moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brighton, Brinton, Byington, Clark, Classen, Cook, CCrow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood.—75

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Brady, Chapman, Cornwall, Frazee, Funk, Garner, Griswold, Hendershot, Hinkhouse, Jackson, Johnson, of Webster, Lavender, McNulty, Manahan, Merrell, Ray, Temple, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—24.

So the bill passed and the title was agreed to.

On motion of Mr. Sullivan, House file No. 80, a bill for an act to legalize the acts of J. H. Ellworth, of Clayton county, Iowa, as notary public, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Sullivan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Byington, Classen, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McArthur, McDonald, McDowell, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Power, Putnam, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood—61.

The nays were:

Messrs. Bell and Clark—2.

Absent or not voting:

Messrs. Bowen, Brady, Brighton, Brinton, Chapman, Cook, Cornwall, Doubleday, Frazee, Funk, Garner, Griswold, Grote, Gurley, Hendershot, Hinkhouse, Jackson, Jay, Johnson of Webster, Ladd, Lavender, McNulty, McQuin, Manahan, Merrell, Merriam, Nietert, Prentis, Ray, Temple, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—36.

So the bill passed and the title was agreed to.

On motion of Mr. Johnston of Franklin, House file No. 292, a bill for an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Johnston of Franklin moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Grote, Gurley, Haugen, Hauger, Hinman, Hunt, Huntley, Johnston of Franklin,

Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Putnam, Reed, Scott, Smith, St. John, Sullivan, Thompson, Tibbitts, Voelker, Wells, Whelan, Williams, Wilson, Wood—67.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Brighton, Chapman, Cornwall, Doubleday, Frazee, Funk, Garner, Griswold, Hazen, Hendershot, Hinkhouse, Jackson, Jay, Johnson of Webster, Lambert, Lavender, McNulty, Manahan, Mayne, Merrell, Prentis, Ray, Spaulding, Temple, Van Houten, Watters, Weaver, Wheeler, Whittier, Mr. Speaker—32.

So the bill passed and the title was agreed to.

Mr. Miller of Cherokee moved to adjourn until 9 A. M. to-morrow.

Carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, February 28, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. A. F. Irvine, pastor of Calvary Tabernacle, Des Moines, Iowa.

Mr. Johnson of Webster was granted indefinite leave of absence on account of sickness.

#### PETITIONS AND MEMORIALS.

Messrs. Loomis, Morrison of Grundy, Evans, Miller of Buena Vista, McQuin, Hauger, Lauder, Frazee, Chapman, Finch, Klemme, Wilson, Sullivan, Bell, Jackson and Morrison of Keokuk presented remonstrances of citizens of their respective counties asking defeat of the Healy bill.

Referred to Committee on Banks and Banking.

Mr. Hazen presented petition of citizens of Blackhawk county asking for resubmission.

Referred to Committee on Suppression of Intemperance.

Mr. Byington presented petition of citizens of Johnson county asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Clark presented petition of citizens of Adams county, asking the passage of Senate file No. 7.

Referred to Committee on Public Health.

Mr. Mullin presented petition of Hardin Post No. 384, G. A. R., against a Memorial and Art building and in favor of assisting the Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Watters presented petition of citizens of Muscatine county, asking passage of House file No. 344.

Referred to Committee on Pharmacy.

Mr. Merriam presented petition of twenty-nine citizens of Delhi, Delaware county, asking for the establishment of manual training schools and home for friendless women.

Referred to Committee on Charitable Institutions.

Mr. Voelker presented resolutions of Hyde Clark Post No. 78 and Lookout Post No. 70 in reference to the questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Wheeler and Jackson presented communications of G. A. R. Posts of their respective counties in answer to the questions asked them concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. St. John presented petition of citizens of Mitchell county asking for the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. St. John presented petition of citizens of Mitchell county asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Morrison of Keokuk, presented communication of the auditor of Keokuk county in reference to incurable insane on county poor farms.

Referred to Committee on Hospital for the Insane.

Mr. Grote presented petition of citizens of Crawford county in reference to improvement, enlargement, and upbuilding of State University.

Referred to Committee on Appropriations.

#### REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 396, a bill for an act to repeal section 1740 of the Code and to enact a substitute therefor, relative to the duties of the president of school boards, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 193, a bill for an act to repeal sections 1760 and 1767 of the Code, relative to the examination of teachers and the time of issuing certificates, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 380, a bill for an act to repeal chapter 58 of the acts of the Twenty-first General Assembly, and all acts amendatory thereto, and to provide a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as amended.

W B BELL,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 357, a bill for an act to appropriate money to pay the expenses of the Iowa Shiloh battlefield commission appointed by the Governor to locate and mark the positions held by Iowa regiments, and reimburse them for money expended in discharge of said duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. B. BELL,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 360, a bill for an act granting the enlisted men from the State of Iowa between the fourteenth day of April, 1861, and the first day of May, 1865, who are not pensioners, nor applicants therefor, under the United States statutes certain exemptions from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W B BELL,  
*Chairman.*

Ordered passed on file.

Mr. Hinman called up his resolution, which was laid over, relative to a more definite report from the Auditor in reference to soldiers' and sailors' monument.

Commission moved it be adopted.

Carried.

The House here took up the pending substitute for Senate file No. 40, which was substituted for House file No. 74, a bill for an act to provide free text books for the pupils in the public schools of the state.

Mr. Reed moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Frink, Funk, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, McAchran, McDonald, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—68.

The nays were:

Messrs. Brighton, Cornwall, Early, Evans, Finch, Frazee, Garner, Good, Hinkhouse, Jay, Lauder, Lowry, McDowell, Marti, Merrell, Miller of Warren, Mullin, Parker, Power, Scott, Spaulding, Voelker, Wheeler, Wilson—24.

Absent or not voting:

Messrs. Cornwall, Hendershot, Johnson of Webster, McArthur, Manahan, St. John, Weaver—7.

So the bill passed and the title was agreed to.

Mr. Edwards moved that 200 copies of the substitute for House file No. 234 be ordered printed.

Carried.

On motion of Mr. Dowell, House file No. 232, a bill for an act to amend section 2, chapter 99, acts of the Twenty-fifth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Dowell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of

Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—88.

The nays were:

None:

Absent or not voting:

Messrs. Cornwall, Frazee, Haugen, Hendershot, Johnston of Webster, McArthur, Manahan, Merrell, Miller of Warren, Power, Weaver—11

So the bill passed and the title was agreed to.

On motion of Mr. Finch, House file No. 164, a bill for an act to amend chapter 70 of the acts of the Twenty-fifth General Assembly, relating to selecting and drawing jurors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Dowell, Grote, Hendershot, Johnson of Webster, McArthur, Manahan, Perrott, Reed, Temple, Weaver—11.

So the bill passed and the title was agreed to.



House file No. 169, a bill for an act to amend chapter 161 of the acts of the Eighteenth General Assembly, relating to the election of assessors, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Lavender, Senate file No. 106, a bill for an act regulating the forfeiture of contracts for the sale of real estate, was substituted for House file No. 139.

Mr. Lavender moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Brady, Brighton, Brington, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

Mr. Temple voted in the negative.

Absent or not voting:

Messrs. Bell, Bowen, Cornwall, Early, Hendershot, Johnson of Webster, Manahan, Morrison of Keokuk, Reed, Weaver—11.

On motion of Mr. Power, House file No. 174, a bill for an act to amend section 1395 of the Code of 1873, in relation to commissioners of insanity, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered, and the amendments of the committee was adopted.

Mr. Power moved to strike out the words "two such boards of commissioners of insanity" and insert in lieu thereof the words "one such board of commissioners of insanity at each of said places."

Adopted.

Mr. Martin moved to amend as follows: Insert after the words "or his deputy" the words "located at each second county seat."

Adopted.

Mr. Power moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Cook, Cornwall, Dowell, Hendershot, Jay, Johnson, of Webster, Lauder, Manahan, Morrison of Grundy, Perrott, Temple, Weaver—13.

On motion of Mr. Funk, House file No. 130, a bill for an act to amend section 1 of article 2 of the constitution of the State of Iowa, relating to suffrage, and to provide for its reference and publication, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Funk moved to amend by inserting the word "years" after the words "twenty-one."

Carried.

Mr. Funk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Brady, Chapman, Clark, Classen, Cook, Doubleday, Dowell, Edwards, Evans, Frink, Funk, Garner,

Griswold, Hinman, Huntley, Johnston of Franklin, Ladd, Loomis, McAchran, McDonald, McQuin, Manahan, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Parker, Perrott, Porter, Potter, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Van Houten, Watters, Wells, Whelan, Williams, Wood, Mr. Speaker—49.

The nays were:

Messrs. Allen, Bailey, Baker, Bowen, Brighton, Brinton, Byington, Crow, Davis, Early, Finch, Frazee, Good, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hunt, Jackson, Jay, Klemme, Lambert, Lauder, Lavender, Lowry, McArthur, McDowell, McNulty, Marti, Mayne, Merrell, Morrison of Grundy, Nietert, Nolan, Power, Prentis, Reed, Temple, Voelker, Wheeler, Whittier, Wilson—44.

Absent or not voting:

Messrs. Cornwall, Hendershot, Johnson of Webster, Sullivan, Tibbitts, Weaver—6.

So the bill, having failed to receive a constitutional majority, was declared lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 23, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, prevent the spread of contagious diseases, and to regulate the practice of embalming, and providing penalties for the violation thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in Joint Resolution No. 12, in which the concurrence of the Senate was asked, relative to railroad commissioners' maps.

W. E. BULLARD,  
*Secretary.*

House file No. 63, which was set for a special order at 11 A. M. to-day, was set for 11 A. M. Monday, on request of Mr. McArthur.

On motion of Mr. Allen, House file No. 32, a bill for an act to appropriate money to procure for the Adjutant-General's rooms in the Capitol a portrait of Adjutant-General Nathaniel

B. Baker, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Allen moved that the House do not adopt the report of the committee.

Mr. Haugen moved that this bill be referred to the Committee on Appropriations.

On this motion the "yeas and nays" were demanded, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bird, Brighton, Davis, Evans, Haugen, Ladd, McCachran, Manahan, Martin, Morrison of Keokuk, Mullin, Prentiss, Reed, Weaver, Wheeler, Mr. Speaker—16.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Finch, Frazee, Frink, Good, Gurley, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnston of Franklin, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, Marti, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Putnam, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams—61.

Absent or not voting:

Messrs. Bowen, Cornwall, Edwards, Funk, Garner, Griswold, Grote, Hauger, Hendershot, Hunt, Johnson of Webster, Klemme, Lambert, McNulty, McQuin, Mayne, Miller of Buena Vista, Morrison of Grundy, Ray, Wilson, Wood—21.

So the motion was lost.

#### INTRODUCTION OF BILLS.

By Mr. Early, House file No. 410, a bill for an act to amend section 1 of chapter 163 of the acts of the Twentieth General Assembly.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Hinkhouse, House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan at the Soldiers' Orphans' Home at Davenport, Iowa.

Read first and second time and referred to Committee on Claims.

Mr. Watters filed the following:

MR. SPEAKER—I desire to have the record show that had I been present yesterday when the vote was taken on resubmission, I would have voted “aye.”

H. B. WATTERS.

Mr. Manahan asked that the Journal show that had it been possible for him to have been present yesterday he would have voted “no” on resubmission.

Mr. Hazen was excused until Thursday and Mr. Hendershot until to-morrow.

On motion of Mr. Gurley the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Saturday, February 29, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

Prayer was offered by Rev. C. M. Williams, pastor of the Colored Baptist church, of East Des Moines, Iowa.

Mr. McArthur offered the following joint resolution:

JOINT RESOLUTION NO. 13.

A joint resolution and memorial in relation to the 5 per cent funds.

*Be it Resolved by the General Assembly of the State of Iowa:*

That in the opinion of the General Assembly, the State of Iowa is entitled under and by virtue of the proposition made thereto by the Congress of the United States by an act supplemental to the act for the admission of the State of Iowa and Florida into the Union, approved March 3, 1845, and an act of the General Assembly of the state, entitled an act and ordinance accepting the proposition made by Congress on the admission of Iowa into the Union as a state, approved January 15, 1849, to 5 per centum on the government price of all lands sold in this state by the United States for military land warrants and script since January 15, 1849; and, be it further

*Resolved*, That the Governor of this state be and he is hereby instructed to transmit a copy of this joint resolution and memorial to each of the Senators and Representatives in Congress with the request that they lay the subject before their respective bodies, and use all and every appropriate means to secure the present provisions for the payment of the 5 per centum aforesaid.

The resolution was read the first and second time.

Mr. McArthur moved that the rule be suspended and that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution prevail?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Clark, Cook, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, Martin, Miller of Cherokee,

Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bowen, Chapman, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Haugen, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, McNulty, McQuin, Manahan, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Ray, Reed, Thompson, Weaver, Wells—31.

So the resolution prevailed.

Mr. Miller of Cherokee offered the following resolution and moved its adoption:

*Resolved*, That until further notice the House Calendar be printed but twice a week and it be placed on members' desks on Tuesday and Friday of each week.

Adopted.

Mr. Ray offered the following resolution which was laid over under rule 34:

*Resolved, by the House, the Senate concurring*, That the executive council be and is hereby authorized and empowered to repair the Capitol elevators by putting in modern improvements as soon as can be conveniently done, and to draw from the state treasury the sum needed to pay for same.

#### PETITIONS AND MEMORIALS.

Messrs. Mullin, Wheeler, Allen and Hinkhouse presented petitions of citizens of their respective counties, asking passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Good presented remonstrance of citizens of Boone county against the establishment of independent township school districts.

Referred to Committee on School and Text Books.

Messrs. Williams, Bird, Brady, Hinman, Brinton, Spaulding and Wilson presented remonstrances of citizens of their respective counties against passage of Healy bill.

Referred to Committee on Banks and Banking.

Messrs. Griswold, Bell, Martin and Spaulding presented communications of G. A. R. posts of their respective counties in reference to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Nolan presented petition of citizens of Dubuque county asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Byington presented petition of citizens of Johnson county asking passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Hendershot presented petition of citizens of Marion county asking removal of dam at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Prentis presented petition of physicians and surgeons of Des Moines favoring the cigarette bill.

Referred to Committee on Public Health.

Mr. Frink presented communication of the auditor of Page county in reference to incurable insane on poor farm.

Referred to Committee on Hospital for Insane.

Mr. Merrell presented communication of A. R. Butler in regard to soldiers' relief commission.

Referred to Committee on Military.

Mr. Merrell presented communication of George W. Worth in reference to interchangeable mileage bill.

Referred to Committee on Railroads and Commerce.

Mr. Speaker presented resolution of Cherokee County Farmers' Institute asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Speaker presented resolution of Cherokee County Farmers' Institute in reference to mutual insurance.

Referred to Committee on Insurance.

On request of Mr. Bell, leave of absence was granted Mr. McQuin until Monday morning.

On request of Mr. Thompson, leave of absence was granted Mr. Bowen until Tuesday.

On request of Mr. Porter, leave of absence was granted Mr. Marti until Tuesday.

Mr. McDowell was excused until Monday at 11 o'clock.

Mr. Hunt was excused until Tuesday.



## REPORTS OF COMMITTEES.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 197, a bill for an act to amend chapter 47, acts of the Eighteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 328, a bill for an act for the extirpation of such weeds as are most injurious to the interests of the farming community of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 334, a bill for an act providing for Farmers' Institute, the manner of maintaining and conducting the same, and to repeal chapter 58, acts of the Twenty-fourth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Morrison of Keokuk, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—The following members of your Committee on Suppression of Intemperance, to whom was referred House file No. 213, a bill for an act to amend section 18 of chapter 62 of the acts of the Twenty-fifth General Assembly of the State Iowa, entitled "an act to tax the traffic in intoxicating liquors and to regulate and control the same," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. W. LAUDER.  
H. J. NIETERT,  
JOHN MORRISON.  
J. D. MORRISON.  
J. F. GROTE.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 152, a bill for an act to amend chapter 13, title 12 of the Code, in relation to the State Library, and to provide for an extension of the use thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Johnston of Franklin, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 138, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 25, a bill for an act to revise, amend and codify the statutes in relation to crimes and punishments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

Insert in line 3, section 1, chapter 1, after the word "life," the following: "Treason is not a bailable offense."

Strike out section 2 of chapter 2 and substitute therefor section 5129 of McLain's Code.

Strike out sections 4, 5, 6, 7 and 8 of chapter 2 and substitute therefor sections 5131, 5132, 5133, 5134 and 5135 respectively of McClain's Code.

Strike out section 9 of chapter 2 and substitute therefor section 2 of chapter 92 of the acts of the Twenty-fifth General Assembly.

Amend section 30 of chapter 2 by striking out the word "fifteen" in lines 1 and 2 and inserting in lieu thereof the word "sixteen."

Amend section 15 of chapter 3 by striking out all after the word "burglary" in line 5 of said section.

Amend section 18 of chapter 3 by striking out the word "fifteen" from line 5 and inserting in lieu thereof the word "five."

Strike out sections 19, 20 and 21 from chapter 3.

Strike out section 19 of chapter 4.

Amend section 21 of chapter 4 by striking out the word "one" from line 2 and substituting therefor the word "three."

Amend section 26 of chapter 4 by striking out from line 7 the word "five" and inserting in lieu thereof the word "one."

Strike out section 27 from chapter 7 and insert in lieu thereof the following from House file No. 39: "If any person confined in a county jail upon any criminal charge or conviction for a criminal offense, break such jail and escape therefrom he shall be imprisoned in such jail not exceeding one year and fined not exceeding \$300, such fine and imprisonment to commence from and after the expiration of the former sentence, or any sentence which may be imposed by the court in the cause wherein he was charged with criminal offense at the time of breaking and escaping from such jail."

Amend section 22 of chapter 11 by striking out from lines 1 and 2 the words "the swine plague, or hog cholera, or from other infectious or contagious," and inserting in lieu thereof the word "any."

Amend section 23 of chapter 11 by striking out of line 2 the words "with hog cholera or other plague or contagious," and inserting in lieu thereof the word "any."

Amend section 24 by striking out the words, "the swine plague, hog cholera, or other infections," and inserting in lieu thereof the word "any."

Amend section 2, of chapter 12, by striking out the word "thirty" from line 4, and inserting in lieu thereof the word "sixty." Strike out the word "one" from same line, and insert in lieu thereof the word "three."

Strike out section 4 of chapter 12, and substitute therefor section 5434 of McClain's Code.

Amend section 10 of chapter 13 by striking out from line 11 the words "an incorporated," and inserting in lieu thereof the words "any unincorporated."

Strike out section 12 of chapter 13, and substitute therefor chapter 79 of the acts of the Twenty-fifth General Assembly.

Strike out section 21 of chapter 13, and substitute therefor section 2 of chapter 28 of the acts of the Twenty-third General Assembly.

Strike out section 26 of chapter 13 and substitute therefor section 7 of chapter 28, acts of the Twenty-third General Assembly.

Amend section 31 of chapter 13 by inserting after the words "United States" in line 2 the following: "Free Masons, Knights of Pythis, Odd Fellows, or any other secret or fraternal order having adopted any specific badge or button."

Amend section 32 of chapter 13 by adding the following to line 5: "all persons aiding, encouraging, advising, or confederating with, or knowingly harboring or concealing any such person or persons, or in any manner being accessory to the commission of the above described offense, or confederating together for the purpose of playing such games, shall be deemed principals therein, and punished accordingly," and when so amended recommend that the same do pass.

M. H. BRINTON,  
*Chairman.*

Ordered passed on file.

Mr. Smith, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House file No. 352, a bill for an act to prevent editors and publishers of newspapers and other publications from combining to fix the rates of advertising and for other purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. A. SMITH,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Printing, to whom was referred House file No. 256, a bill for an act to provide for the printing of the bulletins of the State Experiment Stations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Appropriations.

P. A. SMITH,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Printing, to whom was referred House file No. 365, a bill for an act to amend chapter 87 of the acts of the Twenty-fifth General Assembly, relating to the publication of the proceedings of the Iowa State Teachers' association, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Appropriations.

P. A. SMITH,  
*Chairman.*

So ordered.

Mr. Merriam, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 324, a bill for an act to repeal section 3793 of the Code of Iowa of 1873, and to enact a substitute therefor, relating to compensation of county treasurers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 330, a bill for an act to fix the salaries of mayors and aldermen in cities organized under special charter having a population of 40,000 or more, beg leave to report that they have had the

same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended to read as follows:

SECTION 1. That in all cities organized under special charters, which by the last state census are shown to have a population of 40,000 or over, the salary of each alderman shall not exceed \$500 a year, said salary to be fixed by ordinance.

SEC. 2. That said salaries so fixed shall be in full for all services rendered by any such alderman during his term of office; and neither such alderman shall be paid by any such city, either directly or indirectly, any greater or other sum for services rendered by him, whatever may be (including services on the board of health), than the salary fixed in the first section of this act.

SEC. 3. That said salary shall be paid at the end of each month of the term of each of the said officers, in manner as is now provided in the charters of said cities for the payment of claims against the same.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 347, a bill for an act to amend section 3809, Code of Iowa, relating to compensation of township clerk, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 386, a bill for an act to amend section 3800 of the Code of 1873, as amended by chapter 25 of the acts of the Sixteenth General Assembly in relation to the compensation of county surveyors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 278, a bill for an act to legalize certain warrants on the general fund and certain funding and refunding bonds issued by the city of Ottumwa, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House

with the recommendation that the same be amended by adding: "*Provided*, that this act shall in no way affect litigation now pending in any court in this state," and when so amended the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 408, a bill for an act to amend section 3956 of the Code of Iowa, relative to assisting prisoners to escape, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 268, a bill for an act to change the compensation of the supreme court reporter and to facilitate the work of his office, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute hereto attached be substituted for the original bill, and that said substitute be amended by striking out the words "three thousand" in line 2, section 2, and inserting the words "fifteen hundred" in lieu thereof, and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 405, a bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporate town of Williamsburg, in Iowa county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same be amended, by adding: "*Provided*, that this act shall in no way effect litigation now pending in any court in the state," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 387, a bill for an act to amend section 1740 of the Code in relation to suits before school officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 166, a bill for an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of the officers and all acts done and ordinances passed by the council of said town.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 109, a bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, and official acts by its officers.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled bills respectfully report that they have examined and find correctly enrolled, House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporation of the town of Leland, Winnebago county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 51, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Ionia, Chickasaw county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 58, a

bill for an act to authorize townships to vote a tax to build public halls in which to hold elections and public meetings.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 12, to authorize the railroad commissioners to procure at the earliest possible date 15,000 copies of the railroad commissioners' official map of Iowa, with suitable envelopes therefor, and deliver seventy-five copies thereof to each member of the Twenty-sixth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town not in contravention of the laws of the State of Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 65, a bill for an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any city of Iowa of over 5,000 inhabitants to vote taxes not to exceed 5 per cent on the assessed value thereof to construct or to aid in the construction of a highway bridge, or a combination bridge, suitable for use as a highway and for railway purposes across any navigable boundary river of Iowa, including the levy of said taxes and all acts leading up to the same or done thereunder.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 12, a bill for an act to authorize the railroad commissioners to



procure, at the earliest possible date, 15,000 copies of the railroad commissioners' official map of Iowa, with suitable envelopes therefor, and deliver seventy-five copies thereof to each member of the Twenty-sixth General Assembly.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 51, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Ionia, Chickasaw county, Iowa.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on enrolled bills respectfully report that they have examined and find correctly enrolled, House file No. 73, a bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 58, a bill for an act to authorize townships to vote a tax to build public halls, in which to hold elections and public meetings.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 109, a bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, and the official acts done by its officers.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 56, a bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.

G. S. GILBERTSON,  
*Chairman Committee on Part of Senate.*  
W. E. HAUGER,  
*Chairman Committee on Part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 315, a bill for an act to provide for the payment of the mileage of the committees appointed to visit the state institutions.

G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*  
W. E. HAUGER,  
*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 65, a bill for an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any city of Iowa of over 5,000 inhabitants, to vote taxes not to exceed 5 per cent on the assessed value thereof, to construct or to aid in the construction of a highway bridge or a combination bridge suitable for use as a highway and for railway purposes, across any navigable boundary river of Iowa, including the levy of said taxes, and all acts leading up to the same or done thereunder.

G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*  
W. E. HAUGER,  
*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 96, a bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers, and all official acts done and ordinances passed by the council of said town not in contravention of the laws of the State of Iowa.

G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*  
W. E. HAUGER,  
*Chairman Committee on part of House.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 166, a bill for an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of the officers thereof, and all acts done and ordinances passed by the council of said town.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

#### REPORTS OF COMMITTEES

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 315, a bill for an act to provide for highway and street crossings over railroads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 355, a bill for an act defining bicycles and regulating their use, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. B. WATTERS,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 375, a bill for an act relative to persons riding bicycles on the highways of this state, when meeting or overtaking any person or persons on said highways with horse or horses or other animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, as House file No. 355 covers same subject.

H. B. WATTERS,

*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 242, a bill for an act to prevent combinations as to the rate for insurance by insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLEY.  
*Chairman.*

Ordered passed on file.

Mr. Allen, from the Committee on Pairs, reported the following pair:

Mr. Porter of Appanoose and Mr. Lambert of Jackson on Woman Suffrage, Mr. Porter being in favor of the bill and Mr. Lambert opposed.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 412, a bill for an act to legalize the acts of the board of directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.

Read first and second time and referred to Committee on Judiciary.

By Mr. Baker, House file No. 413, a bill for an act to amend sections 6 and 11, chapter 7 of the acts of the Twenty-fifth General Assembly, relating to the paving and curbing of streets or the construction of the sewers.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Lavender, House file No. 414, a bill for an act to amend section 3721 of the Code of 1878, in respect to taking depositions.

Read first and second time and referred to Committee on Judiciary.

By Mr. Lavender, House file No. 415, a bill for an act to amend section 2410 of the Code, relative to the statutory denial of claims filed against estates of decedents.

Read first and second time and referred to Committee on Judiciary.

By Mr. Lowry (by request), House file No. 416, a bill for an act making an appropriation for the purchase of apparatus necessary to enable the state superintendent of weights and measures to comply with the requirements of law to county and town standard.

Read first and second time and referred to Committee on Appropriations.

By Mr. McAchran, House file No. 417, a bill for an act to regulate the making of mortgages.

Read first and second time and referred to Committee on Judiciary.

By Mr. Miller of Cherokee, House file No. 418, a bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate or change public highways through land owned by the state on which its institutions are situated.

Read first and second time and referred to Committee on Public Lands and Buildings.

By Mr. Merrell, House file No. 419, a bill for an act to repeal an act of chapter 104 of the laws of the Twenty-first General Assembly.

Read first and second time and referred to Committee on Judiciary.

By Mr. Nietert, House file No. 420, a bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled an act empowering cities under special charters to establish boards of health.

Read first and second time and referred to Committee on Public Health.

By Mr. Weaver, House file No. 421, a bill for an act to provide for state scholarship in the State University of Iowa, and the manner of awarding the same.

Read first and second time and referred to Committee on State University.

By Mr. Wood, House file No. 422, a bill for an act making appropriation to enlarge the cell capacity and yards of the penitentiary at Fort Madison, Iowa.

Read first and second time and referred to Committee on Appropriations.

Mr. Morrison of Grundy offered the following resolution and moved its adoption:

WHEREAS, Hon. H. S. Draper, of Grundy county, a member of the Iowa House of Representatives in the Twenty-second General Assembly, has recently departed this life; therefore, be it

*Resolved*, That a committee of three be appointed by the Speaker to draft appropriate resolutions commemorative of the life and public services of the deceased.

Adopted.

The Speaker appointed as such committee, Messrs. Morrison of Grundy, Cook of Montgomery and Sullivan of Clayton.

Mr. Funk called up the motion to reconsider the vote on Senate file No. 113.

The motion prevailed.

Mr. Chapman moved to reconsider the vote whereby the bill was passed to its third reading and put on its passage.

Carried.

Mr. Chapman moved to amend the bill as follows:

Add to section 1 the following: "Said board shall keep a record of its proceedings."

Adopted.

The motion that the bill be read a third time and put on its passage was then put and carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Evans, Funk, Garner, Griswold, Grote, Gurley, Hendershot, Hinman, Hunt, Huntley, Johnston of Franklin, Ladd, Lauder, Loomis, McAchran, McArthur, McNulty, Martin, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Porter, Potter, Prentis, Ray, Scott, Spaulding, St. John, Sullivan, Temple, Tibbitts, Wheeler, Whittier, Williams, Wood, Mr. Speaker—52.

The nays were:

Messrs. Allen, Bell, Early, Finch, Frink, Good, Hinkhouse, Jackson, Klemme, Lowry, McDowell, Merriam, Nolan, Parker, Smith, Thompson, Van Houten, Watters, Whelan, Wilson—20.

Absent or not voting:

Messrs. Baker, Bowen, Byington, Cornwall, Edwards, Frazee, Haugen, Hauger, Hazen, Jay, Johnson of Webster, Lambert, Lavender, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Mullin, Perrott, Power, Putnam, Reed, Voelker, Weaver, Wells—27.

So the bill passed and the title was agreed to.

Mr. Loomis asked that House file No. 395 be withdrawn from the Committee on Judiciary and referred to Committee on Penitentiaries.

Granted.

The House here took up the pending bill, House file No. 32.

On the motion of Mr. Allen, that the House reject the report of the committee, Messrs. Allen and Lauder demanded the "yeas and nays," which resulted as follows:

On the question, "Shall the report be rejected?" the yeas were:

Messrs. Allen, Byington, Chapman, Clark, Cornwall, Crow, Dowell, Funk, Grote, Hunt, Johnston of Franklin, Lauder, McArthur, McDowell, Merriam, Mullin, Power, Tibbitts—18.

The nays were:

Messrs. Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Classen, Cook, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Gurley, Haugen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Loomis, Lowry, McAchrane, McDonald, McNulty, Martin, Mayne, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentiss, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—65.

Absent or not voting:

Messrs. Bowen, Cornwall, Hauger, Hazen, Jay, Johnson of Webster, Lavender, McQuinn, Manahan, Marti, Miller of Buena Vista, Putnam, Reed, Sullivan, Weaver, Wells—16.

So the motion was lost, and the report of the committee declared adopted.

The Speaker signed, in the presence of the House, House files Nos. 73, 166, 56, 65, 96, 51, 109, 58 and House Joint Resolution No. 12.

On motion of Mr. Morrison of Keokuk, House file No. 146, a bill for an act to amend section 4305 of McClain's Code, relative to the expenditure of insane soldiers' pensions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Brighton moved to strike out the words "section 4305 of McClain's Code" and insert the words "section 1, chapter 28 of the acts of the Twentieth General Assembly."

Carried.

Mr. Martin moved to strike out the word "legally" in line 2

Carried.

Mr. Evans moved to strike out the word "that" in line 1 and insert the words "by adding at the end of section 1 the following."

Carried.

Mr. McNulty moved to strike out the words "judges in open."

Carried.

Mr. Morrison of Keokuk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Cornwall, Dowell, Finch, Hazen, Jackson, Jay, Johnson of Webster, McQuin, Manahan, Marti, Miller of Buena Vista, Weaver, Wells—15.

So the bill passed and the title, when so amended as to agree with the bill, was agreed to.

On motion of Mr. Sullivan, House file No. 79, a bill for an act to authorize kindergartens in independent school districts, with report of committee recommending amendments, and when so amended that the same do pass, was taken up, considered, and the amendment of the committee adopted.



Mr. Sullivan moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

Mr. Watters voted in the negative.

Absent or not voting:

Messrs. Bowen, Cornwall, Dowell, Finch, Hazen, Jay, Johnson of Webster, McQuin, Manahan, Marti, Miller of Buena Vista, Potter, Weaver, Wells—14.

So the bill passed and the title was agreed to.

On motion of Mr. Griswold, House file No. 54, a bill for an act to authorize the directors of independent school districts to establish industrial training departments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Williams moved to strike out section 2.

Carried.

Mr. Griswold moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, Martin,

Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

Messrs. Cook, Early, Hazen, McCachran, Merrell, Parker, Watters—7.

Absent or not voting:

Messrs. Bowen, Cornwall, Dowell, Haugen, Hazen, Jay, Johnson of Webster, McQuin, Manahan, Marti, Mayne, Miller of Buena Vista, Potter, Power, Putnam, Weaver, Wells—17.

So the bill passed and the title was agreed to.

On motion of Mr. Loomis, House file No. 199, a bill for an act to amend section 3844 of the Code, relative to offices, fuel, etc., for county officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Loomis moved to amend as follows: Strike out all after the word "following" in the fourth line and insert as follows: "nothing herein shall be constrained to include the law books or library of county attorney."

Carried.

Mr. Gurley moved to insert the words "county surveyor" after the words "county attorney."

Lost.

Mr. Loomis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bell, Bird, Clark, Cook, Crow, Davis, Double-day, Dowell, Early, Edwards, Evans, Finch, Frink, Garner, Gurley, Hauger, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McCachran, McArthur, McDonald, McNulty, Merriam, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Perrott, Prentis, Ray, Smith, Temple, Tibbitts, Williams, Wood—43.

The nays were:

Messrs. Bailey, Baker, Brady, Brighton, Brinton, Byington, Frazee, Good, Griswold, Hendershot, Hinkhouse, Hunt,

Lambert, Lowry, McDowell, Martin, Mayne, Merrell, Miller of Cherokee, Nolan, Parker, Porter, Power, Reed, Scott, St. John, Sullivan, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—36.

Absent or not voting:

Messrs. Bowen, Chapman, Classen, Cornwall, Funk, Grote, Haugen, Hazen, Jackson, Jay, Johnson of Webster, McQuin, Manahan, Marti, Miller of Buena Vista, Potter, Putnam, Spaulding, Weaver, Wells—20.

So the bill having failed to received a constitutional majority was declared lost.

The following motion to reconsider was filed:

MR. SPEAKER—I move that the vote by which House file No. 130 was lost be reconsidered.

P. L. PRENTIS.

MR. SPEAKER—I second the motion.

W. G. LADD.

On motion of Mr. Wood, House file No. 317, a bill for an act to pay expense of procuring badges for certain employes of the Twenty-sixth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Cornwall, Davis, Frazee, Grote, Haugen, Hazen, Hinman, Jackson, Jay, Johnson of Webster, McQuin, Manahan, Marti, Merriam, Miller of Buena Vista, Porter, Potter, Putnam, Weaver, Wells—21.

So the bill passed and the title was agreed to.

House file No. 179, a bill for an act to prevent misrepresentations in branding flour for sale in sacks and barrels, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 70, a bill for an act to suppress intemperance and lying, with report of committee recommending it be indefinitely postponed, was taken up and considered.

Mr. Morrison of Keokuk moved that the House reject the report of the committee.

Messrs. Morrison of Keokuk and Morrison of Grundy demanded the "yeas" and "nays" on the question, which resulted as follows:

On the question "Shall the motion prevail?" Mr. Morrison of Keokuk voted in the affirmative.

The nays were:

Messrs. Allen, Bailey, Bell, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frink, Funk, Griswold, Grote, Gurvey, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McDonald, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Nietert, Parker, Perrott, Potter, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wood, Mr. Speaker—60.

Absent or not voting:

Messrs. Baker, Bird, Bowen, Byington, Cornwall, Dowell, Early, Frazee, Garner, Good, Haugen, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Lambert, Loomis, McArthur, McDowell, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Miller of Warren, Mullin, Nolan, Porter, Power, Putnam, Sullivan, Voelker, Weaver, Wells, Wheeler, Wilson—38.

So the motion was lost and the bill ordered indefinitely postponed.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 253, a bill for an act to legalize the organization of the independent school district of Larrabee, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 337, a bill for an act to legalize the extension and enlargement of the incorporated town of Williamsburg, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 362, a bill for an act to legalize the acts of S. R. Cross, a justice of the peace, in and for Norway, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 101, a bill for an act to legalize the incorporation of the Elk Creek Lutheran congregation.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 347, a bill for an act to legalize the ordinances of the city council of Wapello, granting a franchise to W. H. Prescott and his associates of the Wapello Electric Light and Power company.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 295, a bill for an act to legalize the incorporation of the Manchester Cemetery company, of Manchester, Delaware county, Iowa, and the acts of its officers in relation to continuation after expiration, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 245, a bill for an act legalizing the acts of the council of the town of Coin, Iowa.

W. E. BULLARD,  
*Secretary.*

The following motion to reconsider was filed:

MR. SPEAKER—I desire to move to reconsider the vote on House file No. 199, taken on February 29, 1896.

O. A. BYINGTON.

I second the motion.

W. B. MARTIN.

Messrs. McCachran, Jay and Morrison of Grundy were excused till Tuesday.

Messrs. Manahan and Lavender were excused till Wednesday.

On motion of Mr. Gurley the House adjourned till 9 A. M. Monday.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Monday, March 2, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

The opening prayer was offered by Rev. Frank Lovejoy Johnston, pastor of the Congregational church, of Leadville, Colorado.

PETITIONS AND MEMORIALS.

Mr. Miller of Warren presented petition of citizens of Warren county in reference to electric railways on public highways.

Referred to Committee on Railroads and Commerce.

Mr. Baker presented petition of citizens of Scott county asking the passage of House file No. 344.

Referred to Committee on Public Health.

Mr. Klemme presented petition of the Farmers' Institute of Winneshiek county in reference to mutual insurance.

Referred to Committee on Insurance.

Messrs. Ladd, McArthur and Morrison of Keokuk presented petitions of citizens of their respective counties in reference to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Parker presented petition of the citizens of Mills county, asking that adult and juvenile criminals be kept apart.

Referred to Committee on Judiciary.

Messrs. Klemme and Parker presented petitions of citizens of their respective counties, asking for additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Cook, Voelker and Funk presented petitions of citizens of their districts asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Spaulding presented petition of citizens of Floyd county in reference to pharmacy laws.

Referred to Committee on Pharmacy.

Messrs. Wells and Ladd presented petitions of citizens of their districts asking the passage of Senate file No. 124.

Referred to Committee on Military.

Messrs. Klemme, Potter and Garner presented remonstrances protesting against the Healy bill.

Referred to Committee on Banks and Banking.

Mr. Evans presented petition of citizens of Wayne county, asking resubmission, and against the manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Funk presented two petitions of teachers and school children against cigarettes and manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Messrs. Morrison of Keokuk and St. John presented petitions of citizens of their districts asking for the passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Hendershot presented petition of citizens of his district asking that the dam at Bonaparte be removed.

Referred to Committee on Fish and Game.

Mr. Parker presented petition of citizens of his county asking for passage of Senate file No. 7.

Referred to Committee on Public Health.

#### REPORTS OF COMMITTEES.

Mr. Nietert, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House file No. 41, a bill for an act providing for the examination of private banks and other associations transacting a banking business, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. J. NIERTERT,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House file No. 157, a bill for an act relating to the maturity of negotiable paper, beg leave to report that they have had the same under



consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. J. NIETERT,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 281, a bill for an act to exempt crematories from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended, and when so amended that it do pass: After the word "devoted" in the second line insert the word "solely."

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House file No. 399, a bill for an act to amend section 307 of the Code of 1873, as amended by section 2, chapter 197, acts of the Twentieth General Assembly, and section 2, chapter 86, acts of the Twenty-first General Assembly, in relation to the publication of the proceedings of boards of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN B. CLASSEN,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 222, a bill for an act to define the liability of fire insurance companies, and to provide for a uniform policy of fire insurance, to be known as the Standard Fire Insurance Policy of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

On page 1, line 24, strike out the word "ninety" and insert the word "sixty." Page 2, line 37, after the word "has" insert the word "knowingly." In line 60, after the word "gas" insert the word "electricity." In line 61, strike out the words "light or." Page 3, line 78, strike out the word "all." Page 4, line 108, after the word "giving" insert the words "five days." In the same line, after the word "assured" insert the words "by registered letter." Page 5, line 142, strike out the last word of the line, "the," and insert the letter "a"; and in line 144 strike out the word "nearest" and insert the word "near." In line 165, strike out the word

"ninety" and insert the word "sixty." Page 6, line 183, strike out the word "six" and insert the word "twelve." In line 194, after the word "other" insert the word "lawful." In line 70, page 8, after the word "property" insert the words "against direct loss or damage by lightning." In line 72, strike out the words "whether such insurance be against direct loss by lightning or not." Page 12, between lines 215 and 216, insert the words "Iowa standard policy. Permit for generating electricity for lights or power. Permission is hereby granted that electricity may be generated in the building hereby insured or buildings adjacent thereto for the purpose of lights or power to be used for electric lights or power in the buildings hereby insured or adjacent buildings or otherwise. This stipulation is attached to and forms part of policy No. .... of the ..... Insurance company of ....., ....." Page 14 of section 4, lines 9 to 31, inclusive, in the bill as printed and now in the files on the desks of members be stricken out, as the same matter is repeated in the following lines, being a misprint in the original bill. Page 16, lines 76 and 77, strike out "commissioner of insurance" and insert the words "auditor of state."

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Ray called up his resolution in reference to the elevators in the Capitol Building and moved its adoption.

Carried.

Mr. Morrison of Keokuk offered the following resolution, and asked that it be referred to the Committee on Railroads and Commerce:

WHEREAS, The railroad commissioners of Iowa, in their report for the year ending June 30, 1895, call the attention of the General Assembly to the necessity for additional legislation in regard to side tracks to industries, elevators and other shipping interests, and recommend the enactment of "a statute making it the duty of a railway company to allow a connection to be made with its main line or side tracks by any person owning or operating an elevator, manufacturing establishment, etc., built upon other land near or adjacent to said railway tracks, within reasonable limits as to distance, and making it the duty of the company to receive and deliver freight upon such private track at such elevators or establishments, upon proper terms and conditions"; therefore, be it

Resolved, That the Committee on Railroads and Commerce be and is hereby instructed to prepare a bill covering the conditions laid down in the recommendations above named, and report the same to the House at an early day for consideration.

Granted.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Allen (by request), House file No. 424, a bill for an act providing for the destruction of Canada or common thistles and other noxious weeds.

Read first and second time and referred to Committee on Agriculture.

By Mr. Dowell, House file No. 425, a bill for an act to amend section 2774 of the Code of 1873, relating to jurors.

Read first and second time and referred to Committee on Judiciary.

By Mr. Dowell (by request), House file No. 426, a bill for an act to amend section 8, chapter 100, acts of the Sixteenth General Assembly, relating to mechanics' laws.

Read first and second time and referred to Committee on Judiciary.

By Mr. Griswold, House file No. 427, a bill for an act to amend chapter 136, of the laws of the Twenty-fifth General Assembly.

Read first and second time and referred to Committee on Hospital for Insane.

#### SENATE MESSAGES.

Senate file No. 347, a bill for an act to legalize the proceedings of the city council of Wapello, Iowa, and certain ordinances passed by them, was read first and second time and referred to Committee on Judiciary.

Senate file No. 337, a bill for an act to legalize the extension and enlargement of the incorporated town of Williamsburg, in Iowa county, Iowa, was read first and second time and referred to Committee on Judiciary.

Senate file No. 250, a bill for an act to legalize the organization of the independent school district of Larrabee, Cherokee county, Iowa, was read first and second time and referred to Committee on Judiciary.

Senate file No. 23, a bill for an act to establish a state board of embalming, to provide with better protection of life and health, to prevent the spread of contagious disease, and to regulate the practice of embalming, was read first and second time and referred to Committee on Public Health.

Senate file No. 111, a bill for an act to authorize the state or any county or municipal corporation to receive, hold or manage gifts, devises and bequests made thereto, absolutely or in

trust, for specific purposes, was read first and second time and passed on file.

Senate file No. 295, a bill for an act to legalize the incorporation of the Manchester Cemetery company of Manchester, Delaware county, Iowa, and the acts of its officers in relation to continuation after expiration, etc., was read first and second time and referred to Committee on Judiciary.

Senate file No. 64, a bill for an act to revise, amend and codify the statutes in relation to the state and legislative departments, was read first and second time and referred to first division of the Committee on Code Revision.

Senate file No. 802, a bill for an act to legalize the acts of S. R. Cross, a justice of the peace in and for Norway township, Winnebago county, Iowa was read first and second time and referred to Committee on Judiciary.

Mr. Frink was excused until Thursday and Mr. McDonald until to-morrow.

Mr. Haugen called up House file No. 101, with Senate amendments, and moved that the House concur in those amendments.

On the question, "Shall the House concur?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lowry, McArthur, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Power, Prentis, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Classen, Cook, Cornwall, Crow, Edwards, Frink, Garner, Grote, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Lavender, Loomis, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Nolan, Potter, Putnam, Reed, Sullivan, Temple, Voelker, Weaver, Wheeler, Wilson—39.

So the House concurred in amendments.

House file No. 99, a bill for an act relating to partition fence, and providing a substitute for sections 2323, 2324, 2325, 2326 and 2329 of McClain's Code of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 286, a bill for an act to empower judges of the district court to have additional jurors sit in the trial of criminal causes, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 282, a bill for an act to provide uniform text books for the public schools of Iowa, and free text books at the option of local school boards, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 345, a bill for an act making appropriation for the relief of M. Stone, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 280, a bill for an act to indemnify counties for supporting the poor in certain cases, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Mr. Martin offered the following resolution and moved its adoption:

*Resolved*, That hereafter all bills introduced and all reports of committees on bills providing for an appropriation of money shall first be submitted to the Committee on Appropriations before being acted upon.

Adopted.

Mr. Bell called up House file No. 380 and moved it be substituted for chapter 20 of title 12 of the Code.

Mr. Bell moved to adopt the amendments of the committee on House file No. 380.

Carried.

The motion to substitute was then carried.

On motion of Mr. Hinkhouse, House file No. 196, a bill for an act relative to trimming osage orange, willow and other hedges used for division fence, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Funk moved to strike out the word "division" in line 2, section 1, and in lines 2 and 5 in section 2.

On a division of the House the motion was carried by a vote of 35 for and 30 against.

Mr. Scott moved to amend section 1 in line 2 by inserting after the word "fence" the words "except around schools and feed lots."

Lost.

Mr. Jackson moved to amend by inserting after the word "land" in line 2, section 2, "or the road supervisors if the fence be a highway fence."

Adopted.

Mr. Griswold moved to amend as follows:

Strike out of line 1, section 1, the words "or other," and insert the word "or" between the words "willow" and "orange."

The amendment was lost by a vote of 16 yeas and 17 nays.

Mr. Spaulding moved to amend by adding at the end of the bill:

This act shall not be construed to apply to any hedges or fences only such as are highway or line fences.

Mr. Edwards moved to amend the amendment as follows:

*Provided*, That this act shall not apply to such hedges when located 100 feet from the line of owner's land or from public highways.

Adopted.

On motion of Mr. Spaulding the amendment as amended was adopted.

Mr. Hinkhouse moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brighton, Byington, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Funk, Garner, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Jackson, Klemme, Ladd, Lambert, Lowry, McArthur, McNulty, Martin, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Williams, Mr. Speaker—54.

The nays were:

Messrs. Brady, Brinton, Clark, Classen, Finch, Good, Griswold, Huntley, Loomis, Merrell, Merriam, Miller of Cherokee, Potter, Putnam, Temple, Whelan, Whittier—18.

Absent or not voting:

Messrs. Bowen, Chapman, Cornwall, Hazen, Frink, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Lavender, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Mayne, Miller of Buena Vista, Morrison of Grundy, Porter, Ray, Reed, Sullivan, Wilson, Wood, Weaver—27.

So the bill passed.

Mr. Van Houten moved to amend the title by inserting between the words "division" and "fence" the words "and highways."

Carried.

The title as amended was agreed to.

On motion of Mr. Mayne, House file No. 275, a bill for an act to amend section 3061 of the Code of 1873, in relation to stay of execution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Mayne moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Cornwall, Edwards, Frink, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, McAchran, McDonald, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Ray, Reed, Sullivan, Weaver, Wood—21.

So the bill passed and the title was agreed to.

On motion of Mr. Baker, House file No. 34, a bill for an act to amend section 1078 of the Code of 1873, providing for the transfer of corporate stock when used as collateral security, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Finch moved to amend section 1, line 4, by inserting before the word "corporation" in both places the words "persons or"; also in second line 8 of printed bill, before the word "secretary," the words "persons or."

Adopted.

Mr. Baker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—80.

Absent or not voting:

Messrs. Bowen, Cornwall, Frink, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Reed, Sullivan, Weaver, Wood—19.

So the bill passed and the title was agreed to.

On motion of Mr. McArthur, the special order set for 11 A. M., House file No. 63, a bill for an act to amend section 3961 of the Code, as amended by section 1 of chapter 114 of the acts of the Twenty-first General Assembly, in relation to offenses against the life and person, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee adopted.



Mr. McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Whelan, Whittier, Williams, Wood, Mr. Speaker—72.

The nays were:

Messrs. Baker, Frazee, Hinkhouse, McDowell, Nolan, Temple, Wells, Wheeler, Wilson—9.

Absent or not voting:

Messrs. Bowen, Cornwall, Frink, Haugen, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Sullivan, Weaver—18.

So the bill passed and the title was agreed to.

The speaker offered the following explanation of his vote:

While voting "aye," I protest against the recommendation of the committee in changing the words "eighteen years" to "sixteen years."

H. W. BYERS.

On motion of Mr. Evans the substitute for House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property, with report of committee recommending passage, was taken up, considered, and the report of committee adopted.

Mr. Evans moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger,

Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bowen, Cornwall, Frink, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Weaver—17.

So the bill passed and the title was agreed to.

On motion of Mr. St. John, substitute for Senate file No. 111, a bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devises and bequests made thereto, in trust for specific purposes, which was placed on file, was taken up and substituted for House file No. 150.

Mr. St. John moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hanger, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Bowen, Cornwall, Frink, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Temple, Weaver—18.

So the bill passed and the title was agreed to.

On motion of Mr. McArthur, the substitute for House file No. 290, a bill for an act to amend section 1, chapter 1 of the acts of the Twenty-fifth General Assembly, establishing a board of park commissioners in certain cities of the first class, defining their powers, and describing their duties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Chapman, Ciark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Messrs. Bowen, Cornwall, Frink, Hazen, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, McQuin, Manahan, Marti, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Spaulding, Weaver, Wood—20.

So the bill passed and the title was agreed to.

On motion of Mr. Lambert, House file No. 288, a bill for an act to amend section 3 of chapter 105 of the acts of the Twenty-second General Assembly, by providing for the compensation of the members of the soldiers' relief commission, with

report of committee recommending passage as amended, was taken up, considered, and the amendment of the committee adopted.

Mr. Morrison of Keokuk moved to amend line 6 by striking out after the word "*provided*" and inserting "that said compensation shall in no case exceed 25 cents per hour, to be paid out of the county funds, *provided*, the amount shall not exceed \$50 per year to each member."

Lost.

Mr. Smith moved to strike out the word "fifty" and insert the word "twenty-five."

Carried.

Mr. Lambert moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hender-shot, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—77.

Mr. Merriam voted in the negative.

Absent or not voting:

Messrs. Bowen, Brinton, Cornwall, Dowell, Frink, Hazen, Hinkhouse, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lavender, McAchran, McDonald, Manahan, Marti, Merriam, Miller of Buena Vista, Morrison of Grundy, Reed, Spaulding, Weaver—21.

So the bill passed and the title was agreed to.

On motion of Mr. Putnam, the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA. Tuesday, March 3, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by Rev. T. S. Handsaker, of Drake University, Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Hauger, McDonald, Reed, Huntley and Thompson presented petitions of citizens of their respective counties, asking additional normal schools.

Referred to Committee on Normal Schools.

Messrs. McDonald, Wheeler, Brighton and Morrison of Keokuk presented petitions of citizens of their respective counties, asking state control of express companies.

Referred to Committee on Telegraph, Telephone and Express,

Mr. Reed presented remonstrance of citizens of Ames, Iowa, against the pardon of George Stanley.

Referred to Committee on pardons.

Mr. Ray presented petition of citizens of Poweshiek county, asking state public school for the benefit of dependent and neglected children.

Referred to Committee on School and Text Books.

Messrs. Gurley and Wells presented petitions of citizens of their respective counties in reference to passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Ray presented petition of citizens of Poweshiek county, asking establishment of manual training school and home for friendless women.

Referred to Committee on School and Text Books.

Mr. Allen presented petition of citizens of Van Buren county asking passage of Berry-Allen bill.

Referred to Committee on Insurance.

Mr. Allen presented remonstrance of citizens of Van Buren county against the Healy bill.

Referred to Committee on Banks and Banking.

Mr. Ray presented petition of citizens of Poweshiek in reference to keeping apart the adult and juvenile criminals.

Referred to Committee on Penitentiaries.

Messrs. Thompson, Early, Wells and Lauder presented communications of G. A. R. Posts in reference to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Griswold presented petition of citizens of Buchanan county asking passage of Senator Funk's bill in reference to a dam at the outlet of Okoboji lake.

Referred to Committee on Fish and Game.

Mr. McDowell presented petition of citizens of Iowa county asking passage of Senate file No. 7.

Referred to Committee on Public Health.

Mr. Lauder presented the following resolution:

*Hon. J. W. Lauder:*

DEAR SIR—Having been delegated by the Iowa soldiers (members of the T. J. Potter Post, No. 440, G. A. R.), to express to you their wishes in regard to the Iowa soldiers' and sailors' monument, we will first say that this matter was brought up in our regular post meeting on the 17th inst., and the post, by resolution, left the matter in the hands of the members of the post who were members of Iowa regiments. There were ten members of Iowa regiments present at that meeting, and this ten selected a committee of three to formulate an expression of their wishes in this matter. The committee consisted of the following comrades: W. T. Maxwell, late sergeant Co. H, First Iowa Cavalry; Lewis Boyer, private, Co. A, Nineteenth Iowa Infantry, and Geo. C. Hawkins, private, Co. C, First Iowa Cavalry.

This committee beg leave to submit to you the following as the wishes of all the Iowa soldiers belonging to our post, and their wishes are endorsed by the post:

*First.*—In regard to the medallions, we think there should be no medallions placed on the monument, but if any are placed there, there should be one for each Iowa organization for the suppression of the rebellion, and only one, and that one of a soldier who did meritorious service, and is now dead. We are not in favor of placing medallions of any living men upon the monument, for who can say what their future records may be?

We place ourselves in the ranks of organizations that are not represented by medallions, and are humiliated when we recognize the fact that some regiments have as high as six or seven and we are left out. It seems to us that the predominating idea in the minds of those who have had this matter in charge has been the aggrandizement of some at the expense and the humiliation of others. We do not claim any recognition personally, but we stand on our dignity in defense of the thousands of brave boys

who shared with us the dangers and hardships of a soldiers' life, and say that now, after so many years have passed, if due recognition cannot be given all in this great monument, we should prefer that it be laid waste and let the people of Iowa ignore us after we have all passed from the stage of action.

We look upon the matter of a living soldier allowing himself to be cast in bronze and placed upon this monument as an act of a selfish vanity, and not in accord with the spirit that actuated the brave boys of '61 and '65, to lay their lives on our country's altar. Why should those men who are living be entitled to greater recognition while living, than thousands of our brave boys after they are dead and gone?

As we have said before, we look upon this act of those living soldiers who allowed themselves to be cast in bronze and placed in position on this monument, where their own eyes can feast on their personal aggrandizement, as not only an insult to the brave boys now living, but a greater insult to the brave boys who fell in battle.

*Second.*—In regard to the statue of peace, we are satisfied to let it remain as it is. We are,

Very truly yours,

W. T. MAXWELL,

L. BOYER,

GEO. C. HAWKINS,

*Committee.*

The above is the sense of Post No. 440, Department of Iowa, G. A. R.

W. T. MAXWELL,

*Adjutant.*

The following resolutions on the death of Hon. Simon Rustad were offered by Mr. Haugen:

MR. SPEAKER—Your committee to draft resolutions relative to the death of the late Simon Rustad, respectfully report as follows:

WHEREAS, An all-wise Providence has removed by death Simon Rustad, a most worthy and respected member of the Twenty-first General Assembly; therefore, be it

*Resolved, by the House of Representatives here assembled,* That we deeply mourn the loss of this representative citizen and sturdy pioneer of Iowa, whose noble manhood, incorruptible character and unswerving devotion to Iowa's best interests are an inspiration to the highest citizenship, and whose wise and prudent counsels have left their impress on the state and are bearing good fruit in her laws; and, be it further

*Resolved,* That to the bereaved family of the deceased we extend our sincerest sympathy, and that these resolutions be spread upon the records of the House, and that the Chief Clerk of this House be instructed to cause a copy of these resolutions to be mailed to the widow of the deceased at Northwood, Iowa.

G. N. HAUGEN.

R. T. ST. JOHN.

W. C. MCARTHUR.

These resolutions were unanimously adopted by a rising vote.

## REPORT OF COMMITTEES.

Mr. Finch of the Committee on Code Revision, third division, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, third division, to whom was referred House file No. 20, a bill for an act to revise, amend and codify the statutes relating to attachments, garnishments, executions and supplementary proceedings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments, to-wit:

## CHAPTER I—ATTACHMENTS.

On page 758, section 36, line 3, insert the word "or" after the word "intersected."

On page 760, section 52, line 2, strike out the word "sheriff" and insert in lieu thereof the word "plaintiff."

## CHAPTER III—EXECUTIONS.

On page 768, section 22, after word "reached" insert "by."

On page 769, section 38, line 4, after the word "him" insert the words, "stating the nature of his interest, how and from whom he acquired the same, and the consideration paid therefor."

On page 770, section 44, line 1, after the word "waived" insert "in writing."

On page 772 strike out section 65.

On page 775, section 82, line 2, after the word "defendant" insert the following: "Or on which the judgment is not a lien."

On page 777, strike out section 100.

## CHAPTER IV—OF PROCEEDING AUXILIARY TO EXECUTION.

On page 781, section 18, line 5, strike out words "be made" and add to said section "be commenced and completed without delay."

P. FINCH,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 316, a bill for an act to amend section 1226 of the Code, relating to drainage, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment: That in line four of section 1, after the word "purpose" the words "the same to be expended under the supervision of the township trustees" be inserted.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file 326, a bill for an act to provide for the encouragement of the



manufacture of sugar and to provide a compensation therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 361, a bill for an act to repeal section 6, chapter 43 of the acts of the Twenty-third General Assembly and to enact a substitute therefor, in reference to compensation of justices of the peace and peace officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 267, a bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue for 1895, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 369, a bill for an act providing for the giving of bonds by abstractors of title and for the making of abstracts of title, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 398, a bill for an act to amend section 1433 of the Code, relating to the care of insane, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 388, a bill for an act to provide for a uniform system of bookkeeping in county offices, and for the appointment of state examiners of county records, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 373, a bill for an act prohibiting the removal of dirt, gravel or sand from the public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 24, a bill for an act to revise, amend and codify the statutes in relation to evidence, beg leave to report that at the request of the Chairman of the Judiciary Committee the same is reported back to the House with the recommendation that it be referred to the Committee on Judiciary.

M. H. BRINTON,  
*Chairman.*

So ordered.

Mr. Griswold, from the Committee on Mines and Mining, presented the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred chapter 9, title xii, of proposed revision of Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

Amend section 1 in fourth line by striking out the word "day" and inserting in lieu thereof the word "Monday."

Amend section 3 by striking out the word "April" in second line and insert "March" in lieu thereof.

Amend section 8 by inserting after the word "applicant" in line 15 the following: "except when it shall be shown that said applicant's property

has been undermined, in which case the expenses shall be paid by the mine owner or operator."

Amend the bill by numbering sections 10, 11, 12, 13 and 14, respectively, 11, 12, 13, 14 and 15.

Add as section 10: In all mines there shall be allowed one year to make outlets as provided for in section 9, when such mine is under 200 feet in depth, and two years when such mine is over 200 feet in depth; but not more than 20 men shall be employed in such mine at any one time until the provisions of section 9 are complied with; and after the expiration of the period above mentioned, should said mine not have the outlets aforesaid, they shall not be operated until made to conform to the provisions of section 9.

Amend section 11 by substituting for the word "he" in line 1 the words "the owner or person in charge of any mine."

Amend section 12 by substituting for the word "he" in line 1 the words "the owner or person in charge of any mine." Substitute for the word "carriages" in line 4 of said section the word "cages." Add after the word "use" in line 14 of said section the following: "and shall send such props down when required and deliver the same to the places where needed."

Amend section 13 by substituting for the word "he" in line 1 the words "the owner or operator."

In line 22, section 13, insert the word "five" in lieu of "ten."

H. J. GRISWOLD,  
*Chairman.*

Ordered passed on file.

Mr. Griswold, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred chapter 10, title xii of the proposed revision of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment, substitute for section 6:

SEC. 6. The members of the board shall be allowed actual expenses incurred in attending to the duties assigned to them by this chapter. Postage, stationery and office expenses of the state geologist shall be paid by the state as the expenses of the other state officers are, but all other expenses of the survey shall be audited and allowed by the board; and the entire expenses provided for under this chapter, aside from the above exception, relating to office supplies and expenses, and that of the publication and distribution of reports and bulletins, shall not exceed the sum of \$5,000 per annum, which amount is hereby appropriated annually, to be paid out on warrants of the State Auditor on the presentation of bills duly audited and allowed as provided for in this section.

H. J. GRISWOLD,  
*Chairman.*

Ordered passed on file.

Mr. Davis, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred chapter 18, title 12 of the report of the Code Commission, beg leave to report that they have had the same under consideration and have instructed me to report a committee bill as a substitute for the chapter recommended by the Code Committee, which bill is hereto attached to this report and made a part thereof, and with the recommendation that the same do pass.

M. J. DAVIS,  
*Chairman.*

Substitute read first and second time and passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 354, a bill for an act for the relief of James S. Ward, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 319, a bill for an act for the relief of the heirs of John Bryan, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Mr. Spaulding was called to the Chair.

Mr. Gurley from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred the resolution offered by the gentleman from Cedar, Mr. Hinkhouse, as found in the House Journal of February 1, page 2, calling for the investigation of certain facts, relative to the claim of ex-Auditor John L. Brown, beg leave to report that they have carefully considered and thoroughly investigated not only the specific matters referred to in said resolution, but also other facts and circumstances tending to throw light upon the subject under consideration, and from the records of the office of the auditors of state, the itemized bills presented, the affidavits of attorneys, the sworn testimony of Mr. Brown, and the disinterested testimony of other persons familiar with the facts, we find as follows:

*First.*—That of the \$2,200 per annum of regular salary, Auditor Brown received the entire amount, but of the additional compensation of \$1,000

due him as a member of the executive council for 1885 and 1886, he received only \$609.41, leaving a balance due him of \$359.59.

*Second.*—In the trouble and litigation to which he was subjected, through no wrong doing of his own, both before and during the impeachment trial, Auditor Brown expended for necessary and reasonable counsel fees alone the sum of \$4,000, for which he has properly itemized vouchers verified by affidavit as follows:

To Nourse & Kauffman.....	\$2,500
To Phillips & Day.....	500
To C. C. Nourse.....	442
To E. S. Houston.....	558
Total.....	\$4,000

In addition to this the court of impeachment allowed to three of Auditor Brown's attorneys \$6 per day during that trial, refusing to allow anything to the fourth, and on this account there was paid out of the state treasury to the auditor's attorneys, as follows:

To C. C. Nourse.....	\$ 558
To John C. Bills.....	558
To A. W. Lehman.....	480
Total.....	\$1,596

It seems needless to say that the auditor could not secure proper counsel at \$6 per day, and the evidence before your committee amply establishes the fact that such service was reasonably worth at least \$25 per day.

*Third.*—The entire cost of counsel fees for Auditor Brown to retain and regain possession of the office that the electors of the state chose him to take charge of, and to clear his official character of the stigma that had been wrongfully placed upon it, was as follows:

From January, 1885, to January, 1886, (prior to the impeachment trial).....	\$3,000
During the impeachment trial.....	2,596
Total.....	5,596
Deduct amount paid by state.....	1,596
Balance paid by Brown.....	4,000

We therefore find that there is justly due Mr. Brown the sum of \$4,000, paid by him for counsel fees, to say nothing of numerous other expenses, the \$398.59 of compensation of which he was deprived, or the interest he has been compelled to pay upon the indebtedness he thus incurred in the line of duty to the state, to the people he served, to his family and to him self.

Z. H. GURLEY,  
Chairman.

The Speaker resumed the Chair.

Messrs. Funk, Allen and Doubleday arose to questions of personal privilege, in reference to an article published in the Muscatine Journal of Feb. 28.

## INTRODUCTION OF BILLS.

By Mr. Brighton, House file No. 428, a bill for an act to amend section 1548 of the Code, changing the penalties for drunkenness.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Jay, House file No. 429, a bill for an act to legalize a certain bond issue of the incorporated town of Manning, Iowa, and the acts of its electors and council in connection with such issues.

Read first and second time and referred to Committee on Judiciary.

By Mr. McDonald, House file No. 430, a bill for an act to amend chapter 74 of the acts of the Eighteenth General Assembly, pertaining to the militia.

Read first and second time and referred to Committee on Military.

By Mr. Potter (by request), House file No. 431, a bill for an act to establish a recorder's office at the town of Avoca, Pottawattamie county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Putnam, House file No. 432, a proposed substitute for chapter 11, title iii of the proposed Code, and for the present law, in regard to drawing jurors.

Read first and second time and referred to first division of Committee on Code Revision.

By Mr. Ray, House file No. 433, a bill for an act to amend chapter 62 of the acts of the Twenty-fifth General Assembly, relating to the taxation of the traffic in intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Ray, House file No. 434, a bill for an act to amend section 1634, Code of 1878, relating to the adoption of children at the Soldiers' Orphans' Home at Davenport.

Read first and second time and referred to Committee on Code Revision, fourth division.

By Mr. Ray, House file No. 435, a bill for an act to amend chapter 8, title 12 of the Code, and acts amendatory thereto, relating to county high schools, by providing a substitute therefor.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Temple, House file No. 436, a bill for an act relating to electric railways and street railways operated by other than animal power and extend the jurisdiction of the board of railroad commissioners so as to embrace certain matters with reference to such railways, and providing for the payment of license fees by such railways and a penalty for interference with their electrical apparatus.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Williams, House file No. 437, a bill for an act to amend section 430 of the Code, relating to the annexation of contiguous territory by cities and towns.

Read first and second time and referred to Committee on Municipal Corporations.

Mr. Lauder offered the following, which was adopted:

*Resolved, by the House of Representatives, the Senate concurring, That the Twenty-sixth General Assembly of Iowa, on its own behalf, and on behalf of the people of Iowa extends to the Senators and Representatives in Congress its thanks for their patriotic action in recognizing the belligerent rights of Cubans who are struggling for the priceless boon of liberty and the privilege of self government. The people of these United States have ever sympathized with humanity in its struggles for freedom, and the people of Iowa have inscribed no empty boast on their shield: "Our liberties we prize and our rights we will maintain." One of our rights is to sympathize with the brave fighting for freedom and this right we are ready to maintain at any cost, and we hereby tender to the President and Congress the moral and material resources of the commonwealth in any emergency which may arise growing out of their action in expressing so courageously the "American Doctrine."*

That a copy of this resolution be sent to each of our Senators and Representatives in Congress.

The Journals of Friday, February 28, Saturday, February 29, and Monday, March 2, were corrected and approved.

Mr. Morrison of Grundy desired the Journal to show that he was unavoidably absent when House file No. 63 was considered, but would have voted "aye" had he been present.

Mr. McDonald asked that the Journal show that had it been possible for him have been present on yesterday, he would have voted "aye" on House file No. 63.

On motion of Mr. Martin, House file No. 378, a bill for an act providing a substitute for chapter 6 of title 6 of the Code of

1873, for establishing and governing mutual building and loan associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hauger moved that the bill be considered section by section.

Carried.

Mr. Jackson moved to amend section 6 as follows:

Strike out the comma after the word "by-laws" in the second line and insert a period instead; also strike out the word "but" in the same line and insert the words "the expense charge" in lieu thereof.

Mr. Haugen offered the following as an amendment to Mr. Jackson's amendment:

Strike out all after the word "exceed" in line 2, section 6, to the word "the" in line 5, and insert in lieu thereof the words "eight per cent. on money paid in.

The amendment of Mr. Haugen was adopted by a vote of 39 for and 36 against.

The amendment as amended was lost by a vote of 36 for and 41 against.

Mr. Garner moved to amend as follows:

Strike out all of section 6 up to and including the word "by-laws" in line 5, and insert in lieu thereof the words: "The expense of every association shall be paid from the earnings or from a fixed charge provided for in the by-laws, and said expenses shall not exceed \$8 for maturing any share of installment stock, said sum to be equitably distributed over the maturity period, and two dollars (\$2) per year per share for full paid and prepaid stock."

Adopted.

Mr. Garner moved to strike out of section 7 all after the word "provide" in line 12 up to and including the word "same" in line 15.

Lost.

Mr. Power moved to amend section 7 by striking out all of section 7, beginning with the word "accumulate" in the 15th line, and inserting in lieu thereof the words "to pay for losses out of the undivided profits."

Adopted.

Mr. Temple moved to amend section 8 by striking out the comma after the word "dollars" and insert a period; also strike out all of line 2 after the word "dollars" and all of line 3.

Mr. Martin moved to amend the amendment by inserting in lieu of the words stricken out in the amendment of Mr.



Temple the following: "The certificate shall have printed thereon the plans and terms of withdrawal as provided in the by-laws."

Mr. Temple accepted motion of Mr. Martin.

Motion prevailed.

Mr. Power moved to amend section 8 as follows: Insert after the word "one" in line 2 the words "or two."

Lost.

Mr. Power moved to strike out words "ten per cent," in line 6 and insert "five per cent."

Lost.

Mr. Brighton moved to strike out in line 18, section 9, the word "section" and insert the word "act," and to strike out all of section 9 after the word "county" in line 19.

Lost.

Mr. Martin moved to strike out the word "so" in line 2, section 14.

Carried.

Mr. Martin moved to add to paragraph 8 of section 15, the following:

"Such foreign associations shall in like manner file with the Auditor of State, within ten days after its adoption, a duly certified copy of any amendment or amendments to their articles of incorporation or by-laws, that may have been adopted."

Adopted.

Mr. Martin moved to amend section 17, line 4, by inserting after the first word "state" the words "as a condition to be complied with before doing business in any other state."

Carried.

Mr. Martin moved to amend line 5, section 18, by striking out the word "incorporation" and inserting the word "association."

Carried.

Mr. Martin moved to amend section 19, by adding as follows: "And shall subject such associations, its officers, agents or employes to all such penalties."

Carried.

Mr. Martin moved to strike out words, "Building and Loan" in line 1, section 19, and insert the word "such."

Carried.]

Mr. Morrison of Grundy moved to insert the word "herein," between words "penalties" and "prescribed," and to strike out words "in this act."

Carried.

Mr. Merriam moved to strike out all of section 9 after the word "authority" in line 18, and insert as section 20 of the bill the following:

Nothing contained in this act shall be held to apply to building and loan associations heretofore organized under the laws of the state which make loans in the county only, or upon real estate situated only in the county in which the principal place of business of such association is located, which principal place of business shall be stated in the articles of incorporation. But such local building and loan association shall be examined, as provided in this act, upon the written request of ten shareholders, and the Auditor of State shall have authority at any time to call upon the secretary of any such local building and loan association to furnish the information upon any of the items contained in this act.

Also that section 20 in the original bill shall be known as section 21.

Adopted.

Mr. Haugen moved that the bill be referred to Committee on Building and Loan, to be reported on in five days.

Lost.

Mr. Morrison of Grundy moved to amend section 12 as follows:

Insert after the word "basis" in line 6 the words "within sixty days."

Carried.

Mr. McNulty moved to amend as follows:

Insert after "penalties" in line 7, section 19, the words "*Provided*, that such contracts be made in contemplation of new business."

Adopted.

Mr. Power moved to amend line 6, section 8, by striking out the word "ten" and inserting the word "six."

Carried.

Mr. Martin moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay,

Johnson of Webster, Klemme, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

Messrs. Garner, Haugen, Ladd and Spaulding—4.

Absent or not voting:

Messrs. Brinton, Cornwall, Frink, Hazen, Johnston of Franklin, Lambert, Lavender, Manahan, Weaver—9.

So the bill passed and the title was agreed to.

The following explanations were handed in:

MR. SPEAKER—I vote “no” because the provisions of the bill relating to foreclosure discriminates against the borrowing member, and I am opposed to giving legislative sanction to such unjust measures.

J. A. GARNER.

MR. SPEAKER—I vote “no” because the amount of expense required to be paid by a member withdrawing any time before maturity of stock is inequitable and wholly unfair to an unfortunate member belonging to an association whose cardinal principle is supposed to be mutual and impartial justice.

W. G. LADD.

Section 7 provides that building and loan associations may charge any rate of interest they see fit and shall not be called usury. Section 6 places investors (who are largely laboring people) at the mercy of managers of associations or who draw salary, that they may bleed them to the extent of the whole investment by simply estimating time of maturing stock in a certain number of years. This bill provides that by inserting time of stock maturing in twelve months will absorb total investment by placing it in the expense fund. I am of the opinion that salary-paid-officers of these concerns are not suffering. I vote “no.”

G. N. HAUGEN.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 345, a bill for an act to legalize the incorporation of the town of Cumberland, Cass county, Iowa.

W. E. BULLARD,  
*Secretary.*

**Also:**

**MR. SPEAKER**—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 79, relative to kindergartens in independent school districts.

W. E. BULLARD,  
*Secretary.*

On motion of Miller of Cherokee the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Wednesday, March 4, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by Rev. H. C. Rosenberger, of Mitchellville, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Huntley, Lambert and Bird presented petitions of citizens of their respective counties asking for the establishment of additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Finch, McAchran and Sullivan presented petitions of citizens of their respective counties asking the passage of the Berry-Allen bill.

Referred to Committee on Insurance.

Messrs. Jackson, Prentis, Lauder, Hinkhouse and Finch presented petitions of citizens of their respective counties asking for the state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Lauder, Lambert and St. John presented communications of citizens of their respective counties, containing answers to questions asked them concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Bird presented petition of citizens of Cerro Gordo county, asking for a law permitting the appropriation of public school funds to transport scholars from weak to stronger schools.

Referred to Committee on School and Text Books.

Mr. Allen presented petition of Meek Bros., Bonaparte Iowa, asking for an Iowa manufacturers' building on state fair grounds.

Referred to Committee on Appropriations.

Mr. Wells presented remonstrance of the Ministerial association of Newton against the manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Messrs. Potter and Whelan presented petitions of citizens of their respective counties, asking for the passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Dowell presented petition of Ware Post No. 17, G. A. R., in reference to the Soldiers' Home at Marshalltown, Iowa.

Referred to Committee on Military.

Mr. Good presented remonstrance of citizens of Boone county against the establishing of independent township school districts.

Referred to Committee on School and Text Books.

Mr. Dowell presented ten petitions of citizens of Polk county, asking for the passage of Senate file No. 7.

Referred to Committee on Public Health.

Mr. McAchran presented remonstrance of citizens of Bloomfield, Iowa, against the passage of Senate file No. 252.

Referred to Committee on Banks and Banking.

Mr. Speaker presented petition of Shelby County Farmers' Institute, at Defiance, Iowa, in reference to mutual insurance.

Referred to Committee on Insurance.

Mr. Merrell, presented resolution of Howard Post No. 92, of DeWitt, Iowa, asking passage of House file No. 124.

Referred to Committee on Military.

The following report of the Auditor of State was filed:

STATE OF IOWA,  
AUDITOR'S OFFICE,  
DES MOINES, IOWA, March 3, 1896. }

*To the House of Representatives of the Twenty-sixth General Assembly:*

GENTLEMEN—In compliance with your request, I have the honor to submit herewith an itemized statement showing the items of all vouchers filed in my office, for which warrants were issued, in payment of expenditures from the appropriation for the erection of the Iowa soldiers' and sailors' monument. All of which is respectfully submitted,

C. G. MCCARTHY,  
*Auditor of State.*

Mr. Hinman moved that 200 copies of this report be ordered printed.

Carried.

The following report was filed:

MR. SPEAKER—Your committee to draft resolutions on the death of Hon. F. McClelland, beg leave to submit the following report:

WHEREAS, It has pleased an all-wise but just Providence to remove from our midst Hon. F. McClelland, of Linn county, a member of this House,

and in conformity with an established usage, we present these resolutions, realizing his life is his best tribute. Our deceased associate was an honest man, and held by us as a member of this House in the highest esteem. We therefore would express our regard for his memory and sympathy for the bereaved widow and family in the annexed resolutions:

*Resolved*, That in the death of Hon. F. McClelland this House has lost one of its most esteemed, active and earnest members; the state a wise and able legislator and a patriot of the highest character; and his family bereft of an affectionate and noble husband and father, the community a valuable citizen.

*Resolved*, That these resolutions be spread on the Journal of this House and that the Chief Clerk be instructed to forward a copy of the same to the bereaved wife and family.

H. J. NIETERT,  
M. McDONALD,  
J. P. McDOWELL,  
*Committee.*

The resolutions were unanimously adopted by a rising vote.

#### REPORTS OF COMMITTEES.

Mr. Finch, from the Committee on Code Revision, Third Division, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, Third Division, to whom was referred House file No. 21, a bill for an act to revise, amend and codify the statutes relating to procedure to reverse, vacate or modify judgments, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments, to-wit:

Chapter 1 (785) of proceedings to reverse, vacate or modify judgments in the trial courts. On page 785 strike out of the title of said bill the word "reverse;" on page 792 add to section 49 the following: "Until after final decision on rehearing;" on page 792 strike out section 50, and insert in lieu thereof of the following section 50: "Upon the filing of a petition for rehearing and service thereof on the adverse party, as required by rules of court, the clerk shall docket the same for the next term of court, commencing not less than twenty days thereafter. The petition may be the argument or brief of authorities relied upon for a rehearing, and upon notice given in the argument or brief, or otherwise, as the rules of the court may prescribe, the petitioner shall be entitled to be heard orally in support thereof, and the adverse party in response thereto; otherwise the adverse party shall be limited to printed argument in response" (4432) chapter 3, on certiorari (793); on page 793, section 5, lines 2 and 3, strike out all after the word "court."

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Mr. Merrell, from the Committee on Public Lands and Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands and Buildings, to whom was referred House file No. 418, a bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate, or

change public highways through land owned by the state, on which state institutions are situated, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

N. A. MERRELL,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 376, a bill for an act for the better protection of members and beneficiaries of beneficiary organizations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 284, a bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this state by insurance companies, associations, partnerships, individual or individuals, without their having complied with the insurance laws of this state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 258, a bill for an act in relation to the jurisdiction of suits against insurance companies doing business in Iowa and against limiting the time in which suits may be brought against insurance companies doing business in the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 285, a bill for an act to prevent the placing of insurance in Iowa by agents outside of the state and penalties therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.



Mr. Miller, from the Committee on Hospitals for Insane, submitted the following report:

MR. SPEAKER—Your Committee on Hospitals for Insane, to whom was referred House file No. 406, a bill for an act to amend section 1390 of the Code of Iowa, relative to the care of the hospitals for the insane, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that the condition of the state treasury will not justify the passage of said bill at the present time.

WIREMAN MILLER,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 371, a bill for an act to provide for the drainage of public roads and highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways have instructed me to ask for the recall of House file No. 373, recommended for indefinite postponement.

H. B. WATTERS,  
*Chairman.*

Granted.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 65, an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any city of Iowa of over 5,000 inhabitants, to vote taxes not to exceed 5 per cent. on the assessed value thereof, to construct or to aid in the construction of a highway bridge, or a combination bridge suitable for use as a highway and for railway purposes, across any navigable boundary river of Iowa, including the levy of said taxes and all acts leading up to the same or done thereunder.

House file No. 56, an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.

House file No. 109, an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, and official acts by its officers.

W. E. HAUGER,  
*Chairman.*

March 3, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 166, an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of the officers and all acts done and ordered passed by the council of said town.

House file No. 73, an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

House file No. 58, an act to authorize townships to vote a tax to build public halls in which to hold elections and public meetings.

W. E. HAUGER,  
*Chairman.*

March 3, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 51, an act to legalize and correct an error in the proceedings and acts incorporating the town of Ionia, in Chickasaw county, Iowa.

House file No. 96, an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town, not in contravention of the laws of the State of Iowa.

Joint Resolution No. 12, an act to authorize the railroad commissioners to procure at the earliest practicable date 15,000 copies of the railroad commissioners' official map of Iowa, with suitable envelopes therefor, and deliver seventy-five copies thereof to each member of the Twenty-sixth General Assembly.

W. E. HAUGER,  
*Chairman.*

March 3, 1896.

#### REPORTS OF COMMITTEES.

Mr. McNulty, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House file No. 304, a bill for an act to amend section 515 of the Code, relating to marshals of incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report a committee bill as a substitute, which bill is hereunto attached to this report and made a part thereof, with the recommendation that the same do pass.

F. M. McNULTY,  
*Chairman.*

Substitute read first and second time and passed on file.

Mr. Allen, from the second division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your second division of the Committee on Code Revision, to whom was referred House file No. 11, a bill for an act to revise, amend and codify the statutes in relation to internal improvements, beg leave to report that the standing Committee on Telegraph, Telephone and Express have demanded of this committee chapter 8 of said bill, and that the same has been by this committee transferred to the said Committee on Telegraph, Telephone and Express.

W. S. ALLEN,  
*Chairman.*

So ordered.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred the substitute for the substitute for Senate file No. 7, a bill for an act to tax and define the sale at retail of cigarettes, cigarette wrappers and cigarette paper, to punish the sale thereof to minors, and providing penalties for the violation of its provisions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments: Strike out all after the enacting clause and insert the following:

SECTION 1. There shall be assessed against every person, partnership or corporation engaged in selling or keeping with the intent to sell at retail any cigarettes, cigarette wrappers or cigarette paper, and upon any real property, and the owner thereof whereon cigarettes, cigarette wrappers or cigarette papers are sold or kept with intent to sell in this state, a tax of \$1,000 per annum, and all provisions of chapter 62 of the acts of the Twenty-fifth General Assembly entitled, "An act to tax the traffic in intoxicating liquors and to regulate and control the same," relating to the manner of assessing, levying and collecting; and the lien of said tax, and the disposition of the money collected therefrom, shall apply to the tax herein required to be assessed.

SEC. 2. Any sale of cigarettes, cigarette wrappers or cigarette paper of less value than \$25.00, or any sale of the value of \$25.00 or any greater amount, unless accompanied by the immediate delivery and removal from the premises of the vendor, of all the goods included in such transaction, shall be deemed a retail sale within the meaning of section 1.

SEC. 3. If any person subject to the provisions of section 1 hereof shall fail or refuse to pay the tax therein provided, and shall sell or give away, either by himself, agent or employe, any cigarette, cigarette wrapper or cigarette paper, he shall be deemed guilty of a misdemeanor, and upon conviction shall be punished for the first offense by a fine of not less than \$10.00 nor more than \$50.00, and for every subsequent offense by a fine of not less than \$25.00 nor more than \$100.00, and shall be committed until such fine and costs are paid.

SEC. 4. Any person who shall, either by himself, agent or employe, sell or give away to any minor under twenty-one years of age, any cigarettes, cigarette wrappers or cigarette paper, shall, upon conviction, be

fined not less than \$10.00 nor more than \$50.00 for the first offense, and for every subsequent offense not less than \$25.00 nor more than \$100.00, and shall stand committed until such fines and costs are paid.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

#### MINORITY REPORT OF COMMITTEE.

Mr. Prentis, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—A minority of your Committee on Public Health, to whom was referred the Morrison substitute for the committee substitute for Senate file No. 7, a bill for an act to tax and define the sale at retail of cigarettes, cigarette wrappers and cigarette paper, to punish the sale thereof to minors and providing penalties for the violations of its provisions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do not pass, and recommend as a substitute therefor Senate file No. 7, with the following amendments to section 2 thereof: “*Provided*, that the provisions of this act shall not apply to sales by jobbers doing an interstate business with customers outside of the State of Iowa.”

P. L. PRENTIS.  
M. J. DAVIS.  
G. N. HAUGER.  
T. J. SULLIVAN.  
W. B. BELL.

#### REPORT OF COMMITTEE.

Mr. Weaver, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 108, a bill for an act to amend chapter 35 of the Twenty-second General Assembly, relating to the rights of aliens, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Judiciary Committee.

H. O. WEAVER,  
*Chairman.*

So ordered.

#### INTRODUCTION OF BILLS.

By Mr. Griswold (by request), House file No. 438, a bill for an act to amend section 1390 of chapter 2, title 11 of the Code of 1873.

Read first and second time and referred to Committee on Compensation of Public Officers.

By Mr. Marti, House file No. 489, a bill for an act relating to the assignment and release of judgments, mortgages and deeds of trust by administrators, executors and guardians appointed in other states and countries.

Read first and second time and referred to Committee on Judiciary.

By Mr. Smith, House file No. 440, a bill for an act to legalize the organization and official proceedings of the independent school district of Cooper, in Greene county, Iowa.

Read first and second time.

On motion of Mr. Smith, House file No. 440 was taken up and considered.

Mr. Gurley moved to amend by adding to section 1 of the bill the words: "*Provided*, that nothing contained in this act shall affect any pending litigation."

Carried.

Also in section 2 Mr. Gurley moved to add the words: "Without expense to the state."

Carried.

Mr. Smith moved to strike out the words "Des Moines Leader" and insert the words "Jefferson Souvenir"; also after the words "Des Moines" insert the words "and Jefferson."

Carried.

Mr. Smith moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lauder, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison, of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Brinton, Cook, Cornwall, Dowell, Early, Frink, Hazen, Johnston of Franklin, Lambert, Lavender, Loomis, McArthur, Manahan, Merriam, Miller of Cherokee, Porter, Potter, Wilson, Wood—20.

So the bill passed and the title was agreed to.

On motion of Mr. Crow, Senate file No. 278, a bill for an act to legalize certain warrants on the general fund, and certain funding and refunding bonds issued by the city of Ottumwa, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Crow moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Cook, Cornwall, Early, Edwards, Frink, Funk, Garner, Haugen, Hazen, Hunt, Jackson, Johnston of Franklin, Lavender, Manahan, Merrell, Spaulding, Temple, Wood—18.

So the bill passed and the title was agreed to.

On motion of Mr. Byington the special order set for 10 A. M., substitute for House file No. 188, a bill for an act to provide for the erection of necessary buildings for the State University of Iowa, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Byington moved to amend as follows:

Amend substitute for House file No. 188 by adding after the word "mill" in the third line the words "upon the assessed valuation of the state," and also by striking out the words "thereafter for five years," and by adding the words "after said first levy for four successive years."

Carried.

Mr. Hinman moved to amend as follows:

Amend by inserting wherever the word "University" occurs, "and Agricultural College."

Lost.

Mr. McDonald moved to refer this bill to the Committee on Appropriations.

Lost.

Mr. Byington moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brinton, Byington, Chapman, Classen, Davis, Doubleday, Dowell, Edwards, Evans, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hinkhouse, Hunt, Huntley, Jackson, Jay, Ladd, Lambert, Lauder, Lowry, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Parker, Potter, Prentis, Putnam, Ray, Reed, Smith, St. John, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—66.

The nays were:

Messrs. Bell, Brady, Clark, Cook, Early, Finch, Frazee, Hendershot, Hinman, Johnson of Webster, Klemme, Loomis, McAchran, McDonald, Manahan, Morrison of Grundy, Morrison of Keokuk, Perrott, Porter, Power, Scott, Spaulding, Thompson, Van Houten, Williams—25.

Absent or not voting:

Messrs. Brighton, Cornwall, Crow, Frink, Good, Hazen, Johnston of Franklin, Lavender—8.

So the bill passed and the title, as amended, was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—While friendly to the University, and willing to vote liberal appropriations, I am not in favor of the method of levying the tax, believing it to be a dangerous precedent.

GEO. H. VAN HOUTEN.

MR. SPEAKER—I vote “aye” believing that with this additional levy of 1 per cent. of a mill the entire state levy will not exceed  $2\frac{1}{2}$  mills. Did I believe it would go beyond this I would be constrained to vote “no.”

W. G. LADD.

MR. SPEAKER—I find that as reported on page 216 of the acts of the Twenty-fifth General Assembly that there was appropriated the sum of \$56,092.59 for buildings and improvements and this measure calls for only \$55,000 per year for five years.

O. E. DOUBLEDAY.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote on the substitute for House file No. 188.

J. A. GARNER.

I second the motion.

W. G. LADD.

The House here took up the pending measure, House file No. 13.

Mr. Hauger moved to amend as follows:

In section 1, chapter 21, line 7, after the words “normal school” insert the words “at Cedar Falls.”

Carried.

Mr. Morrison of Keokuk was called to the Chair.

Mr. Reed moved to amend as follows:

Add to section 6, chapter 21, the following: “Except the college of agriculture and mechanical arts, which shall have one trustee in each congressional district of the state.”

Carried.

The Speaker resumed the Chair.

Mr. Porter moved to amend as follows:

Add to section 1, chapter 21, the words “and to be appointed by the Governor.”

Carried.

Mr. Hinkhouse moved to strike out section 22, chapter 1.

Lost.

Since all the chapters of this title which were referred to different committees have not been reported back to the House, further consideration of this bill was postponed until Monday, March 9th.

Mr. Clark offered the following resolution, which was laid over under rule 34:

*Resolved*, While the House, acting in Committee of the Whole, is considering any part of the Code, that so much of said Code involved in one bill shall be read by the Clerk (or passed by, stating number of section omitted), commencing each chapter at section 1 and proceeding consecutively, section by section, through the chapter.



## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following, House file No. 55, in which the concurrence of the Senate was asked, relative to an appropriation for portraits of certain ex-governors.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the Senate was asked, relative to recognizing the belligerent rights of the Cubans.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution No. 13, in which the concurrence of the Senate was asked, relative to the 5 per cent. funds.

W. E. BULLARD,  
*Secretary.*

The House here took up the substitute for the substitute for Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes, with the report of the committee recommending amendments.

Also a minority report recommending the passage of Senate file No. 7 with amendments.

Mr. Morrison of Grundy moved that the report of the committee be adopted.

Mr. Prentis moved to amend by adopting the minority report.

Messrs. Prentis and Haugen demanded the yeas and nays.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Brighton, Byington, Chapman, Clark, Classen, Cook, Davis, Dowell, Edwards, Evans, Finch, Frazee, Funk, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Loomis, McAchrn, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Parker, Ferrott, Porter, Prentis, Ray, Reed, Scott, Smith, Sullivan, Van Houten, Watters, Whelan, Whittier, Williams, Wilson—58.

The nays were:

Messrs. Bailey, Bowen, Brady, Crow, Doubleday, Early, Good, Jay, Ladd, Lambert, Lauder, Lowry, McArthur, Morrison of Grundy, Morrison of Keokuk, Spaulding, Temple, Thompson, Tibbitts, Weaver, Wood, Mr. Speaker—24.

Absent or not voting:

Messrs. Brinton, Cornwall, Frink, Garner, Hazen, Hinkhouse, Jackson, Johnston of Franklin, Lavender, McDowell, Nolan, Potter, Power, Putnam, St. John, Voelker, Wells, Wheeler—17.

So the motion prevailed.

Mr. Prentis moved that the rule be suspended, and that the bill be read a third time now.

Mr. Tibbitts moved to amend section 2 by adding after the word "jobbers" the words "or manufacturers."

Lost.

Mr. Merriam moved that this bill be made a special order for 10 A. M. to-morrow.

Mr. Bell moved the previous question.

Mr. Lauder raised the point of order that Senate file No. 7 was rejected and a substitute recommended, after which it is out of order to adopt the report of the committee recommending Senate file No. 7.

The Speaker asked time to decide this point.

On motion of Mr. Funk, the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Thursday, March 5, 1896. }

House met pursuant to adjournment, with Speaker Byers in the Chair.

The opening prayer was offered by Rev. Chas. H. Flesher, of Valley Junction, Iowa.

Mr. Jackson was granted a leave of absence on account of sickness.

#### PETITIONS AND MEMORIALS.

Mr. Wilson presented petition of citizens of Clinton county asking for the state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Lowry and Lauder presented petitions of citizens of their respective counties asking for additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Bailey, Reed, Porter, Bowen, Lambert and Haugen presented remonstrances of citizens of their respective counties against Senate file No. 252 and House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Whelan presented petition of citizens of Emmet county asking for the passage of the Berry-Allen bill.

Referred to Committee on Insurance.

Mr. Parker presented communication of Milton Summers Post No. 204, containing answers to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Brighton presented petition of George Strong Post No. 19, in reference to the Iowa Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Weaver presented communication of A. M. Taylor Post of Wapella, Iowa, in reference to Womans' Relief Corps' appeal concerning Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Mr. Hauger presented petition of 395 citizens of Black Hawk county asking equal rights for women.

Referred to Committee on Woman Suffrage.

#### REPORTS OF COMMITTEES.

Mr. Whelan, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred chapter 15, title 12 of House file No. 13, from Division 3 of the Code Revision Committee, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendment:

*First.*—Strike out from line 1, section 4, chapter 15, page 515 the words "in still fishing, trolling or otherwise," and insert the words "except that in trolling a spoon hook composed of three hooks welded together, may be used."

*Second.*—Strike out in line 1, section 5, chapter 15, the word "or," and insert a comma in lieu thereof; and in line 2 of the same section, after the word "transportation" insert the words "or for any other use or purpose."

*Third.*—Insert in line 10, section 6, after the word "transportation," the words "or for any other use or purpose," and in line 9, after the word "treasury" insert the words "and the possession of a spear or seine, in or upon any of the public or private waters of the state, or upon the ice of same, or upon the shore within a limit of ten rods, shall be *prima facie* evidence of the intent to violate this section. The fish commissioner or his deputies, or any peace officer, shall have power to seize, without warrant, seines or spears so found, except as otherwise provided in section 3 of this chapter."

M. K. WHELAN,  
*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 253, a bill for an act to legalize the organization of the independent school district of Larrabee, Cherokee county, Iowa, beg leave to report that they had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding: "*Provided*, that this act shall in no way affect pending litigation," and when so amended that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 412, a bill for an act to legalize the acts of the board of

directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 347, a bill for an act to legalize the proceedings of the city council of Wapello, Iowa, and certain ordinances passed by them, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding: "*Provided*, that this act shall in no way affect pending litigation," and when so amended that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 337, a bill for an act to legalize the extension and enlargement of the incorporated town of Williamsburg, in Iowa county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding: "*Provided*, that this act shall in no way affect pending litigation," and when so amended that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 295, a bill for an act to legalize the incorporation of the Manchester Cemetery company, of Manchester, Delaware county, Iowa, and the acts of its officers, in relation to continuation after expiration of limitation, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adding: "*Provided*, that this act shall in no way affect pending litigation," and when so amended that the same do pass.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 216, a bill for an act in relation to the incumbrance of exempt

personal property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the substitute hereto attached, marked "Substitute for Senate file No. 216," be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 344, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly, relating to the practice of medicine, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 217, a bill for an act to make provision for the care and treatment of epileptics, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate file No. 66, a bill for an act to prevent blindness and for the care of infants affected with disease of the eyes, and to provide a penalty for the violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 296, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, to prevent the spread of contagious diseases and to regulate the practice of embalming, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 420, a bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled an act empowering cities under special charters to establish boards of health, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 291, a bill for an act to repeal section 420 of the Code of 1873, and enacting the following in lieu thereof, governing the expense of local boards of health and the tax thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Municipal Corporations.

D. H. BOWEN,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 348, a bill for an act to establish a board of inspection for steam vessels and steam boilers, and to provide for licensing engineers of steam engines, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 267, a bill for an act to prevent the manufacture and sale of adulterated food and drugs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 336, a bill for an act to punish the keepers of places where opium is smoked or otherwise used therein and persons who resort thereto for such purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House

with the recommendation that the same be indefinitely postponed, for the reason that the same subject has been covered by another bill reported for passage by this committee.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 293, a bill for an act to provide for incinerating the remains of persons who die of contagious or infectious diseases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 246, a bill for an act to amend section 12 of chapter 80 of the laws of the Twenty-fifth General Assembly, relating to the rules governing trustees in the appointment of superintendent, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 422, a bill for an act making appropriations for enlarging the cell capacity and yard of the penitentiary at Fort Madison, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 372, a bill for an act to repeal section 1, chapter 7 of the acts of the Twenty-fourth General Assembly, relating to compensation of mayors when acting as justices of the peace in cities of the second class and incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 370, a bill for an act granting to cities of the first and second class and incorporated towns power to suppress and restrain disorderly houses, houses of ill-fame and opium joints, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 394, a bill for an act requiring incorporations to pay fees before being authorized to transact business in the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Nietert, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House file No. 306, a bill for an act to define and regulate banks and banking within the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. J. NIETERT,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House file No. 208, a bill for an act to amend chapter 60, section 23 of title 6 of the Fifteenth General Assembly, relative to the publication of the statements of banks, beg leave to report that they have had the same under consideration and have instructed me to report a substitute back to the House with the recommendation that the substitute for House file No. 208 do pass.

H. J. NIETERT,  
*Chairman.*

Substitute read first and second time and passed on file.

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 401, a bill for an act prohibiting the

sale or distribution of obscene literature, pictures, paintings, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that the same be indefinitely postponed, because, in the opinion of the committee, the object sought by the bill is covered by existing statute.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 212, a bill for an act to amend section one (1) of chapter sixty-two (62) of the Twenty-fifth General Assembly of the State of Iowa, entitled, "An act to tax the traffic in intoxicating liquors, and to regulate and control the same," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 283, a bill for an act to amend section 1132 of the Code of Iowa, in relation to insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 216, a bill for an act to repeal section 3, chapter 211 of the acts of the Eighteenth General Assembly, relating to the evidence of value, proof and the action in certain cases on policies of fire insurance, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

By striking out in line 12, section 1, the words "in writing" and insert in lieu thereof the words "by registered letter," and add as section 2 the following:

SEC. 2. In case of total loss of the property hereby insured, if the whole insurance at the time of fire shall exceed the value of the property insured hereunder, this company shall return to the assured the premium on the excess of insurance, *pro rata*; or, if there be other insurance thereon, such proportion of such excess premium as the amount hereby insured

shall bear to the whole amount insured thereon, with 6 per cent interest thereon from the date of the contract or surrender of the policy.

Section 2 in printed bill becomes section 3.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate file No. 65, a bill for an act to prevent combinations between fire and other insurance companies insuring property, or between the officers, agents and employes of such companies, and to provide penalties for the violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 144, a bill for an act to provide for the payment of the claims of Scott county against the State of Iowa for the expense incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, the claim being barred by the statute of limitation.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 13, a joint resolution and memorial in relation to the 5 per cent. funds.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint

Resolution No. 13, a joint resolution and memorial in relation to the 5 per cent. funds.

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

W. E. HAUGER,

*Chairman Committee on part of House.*

Ordered passed on file.

House file No. 370, a bill for an act granting to cities of the first and second classes, and to incorporate towns, power to suppress and restrain disorderly houses, houses of ill fame and opium joints, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 401, a bill for an act prohibiting the sale and distribution of obscene literature, pictures, paintings, etc., with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Finch, House file No. 336, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Mr. Van Houten was excused until Saturday.

On the pending point of order, as raised by Mr. Lauder on the substitute for the substitute for Senate file No. 7, the Speaker decided the point well taken, and declared the substitution of Senate file No. 7 even though offered with amendments, as recommended by the minority report to be out of order.

Mr. Prentis moved that the vote whereby the minority report was adopted by the House, be reconsidered.

Messrs. Prentis and Haugen demanded the yeas and nays.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brighton, Brinton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, McCachran, McDonald, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple,

Thompson, Tibbitts, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

The nays were:

Messrs. Baker, Bowen, Brady, Byington, Frazee, Hinkhouse, Jay, Lowry, McDowell, Manahan, Marti, Merrell, Nolan, Power, Voelker, Wheeler, Wilson—17

Absent or not voting:

Messrs. Cornwall, Dowell, Frink, Garner, Grote, Hazen, Jackson, Johnston of Franklin, McArthur, McNulty, Van Houten, Weaver—12.

So the motion prevailed.

The minority report being declared out of order, the motion of Mr. Morrison of Grundy that the majority report be adopted was put and carried.

Mr. Prentis offered the following substitute for the bill:

#### A BILL

For an act to prohibit the manufacture and sale of cigarettes.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No one, by himself, clerk, servant, employe or agent shall for himself or for any person else, directly or indirectly, or upon any pretense, or by any device, manufacture, sell, exchange, barter, dispense, give in the consideration of the purchase of any property or of any services, or in the evasion of the statute, or keep for sale, any cigarettes, or cigarette paper, or cigarette wrappers, or any paper made or prepared for the purpose of making cigarettes, or for the purpose of being filled with tobacco for smoking; or own or keep, or be in any way concerned, engaged or employed in owning or keeping any such cigarettes or cigarette paper, or wrappers, with intent to violate any provisions of this chapter, or be authorize or permit the same to be done.

SEC. 2. Whoever is found guilty of violating any of the provisions of the preceding section, for the first offense shall pay a fine of not less than \$25 nor more than \$50 and the costs of prosecution, and stand committed to the county jail until such fine and costs are paid; for the second and each subsequent offense he shall pay, upon conviction thereof, a fine of not less than \$100 nor more than \$500, and the costs of prosecution, or be imprisoned in the county jail not to exceed six months; *provided*, that the provisions of this act shall not apply to the sales of jobbers doing an interstate business with customers outside of the state.

Mr. Prentis moved that the substitute be adopted.

Mr. Morrison of Grundy raised the point of order that the substitute as offered by Mr. Prentis was out of order, since it was identical with Senate file No. 7, which had been rejected by the House.

The Speaker decided the point not well taken, since by a comparison of the two he found the substitute not identical with Senate file No. 7.

On the motion of Mr. Prentis the yeas and nays were demanded, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bell, Bird, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Garner, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Ladd, Lavender, Loomis, McAchran, McQuin, Marti, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Watters, Wells, Whelan, Whittier, Williams—55.

The nays were:

Messrs. Bailey, Bowen, Brady, Brinton, Early, Evans, Funk, Good, Jay, Klemme, Lauder, Lowry, McArthur, McDonald, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Temple, Tibbits, Weaver, Wilson, Mr. Speaker—23.

Absent or not voting:

Messrs. Baker, Cornwall, Frazee, Frink, Hazen, Hinkhouse, Hunt, Jackson, Johnston of Franklin, Lambert, McDowell, McNulty, Manahan, Mayne, Merrell, Nolan, Power, Van Houten, Voelker, Wheeler, Wood—21.

So the motion prevailed.

The substitute for the Morrison substitute for the substitute for Senate file No. 7 was then read first and second time.

On the question of Mr. Prentis, that the rule be suspended and the bill be read a third time now and put on its passage, the yeas and nays were demanded and resulted as follows:

On the question "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Klemme, Ladd, Lavender, Loomis, McAchran, McDonald, McQuin, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Watters, Wells, Whelan, Whittier, Williams, Wood—62.

The nays were:

Messrs. Bowen, Brinton, Lowry, McArthur, Mayne, Morrison of Keokuk, Tibbitts, Wilson, Mr. Speaker—9.

Absent or not voting:

Messrs. Baker, Brady, Cornwall, Early, Finch, Frazee, Frink, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, McDowell, McNulty, Manahan, Marti, Merrell, Merriam, Nolan, Power, Temple, Van Houten, Voelker, Weaver, Wheeler—28.

So the motion prevailed, and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McDonald, McQuin, Manahan, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood—71.

The nays were:

Messrs. Baker, Bowen, Brinton, Frazee, Grote, Hendershot, Hinkhouse, Jay, Lambert, Lowry, McArthur, McDowell, McNulty, Marti, Mayne, Merrell, Nolan, Power, Temple, Tibbitts, Voelker, Wilson, Mr. Speaker—21.

Absent or not voting:

Messrs. Cornwall, Frink, Hazen, Jackson, Johnston of Franklin, Van Houten, Wheeler—7.

So the bill passed.

Mr. Prentis moved that the words "cigarette paper and cigarette wrappers" be added to the title.

Carried.

Mr. Morrison of Grundy moved to add also the words "and providing penalties for violation of the provisions thereof.

Carried.

The title was then agreed to.

The following explanations of votes were filed:

MR. SPEAKER—While I believe the proposed measure is in violation of the inter-state commerce law, yet as the people are demanding a law along this line, I vote "aye."

J. H. FUNK.

MR. SPEAKER—Believing the law to be unconstitutional and that it will utterly fail of the object intended to be reached, I vote "no."

S. MAYNE.

MR. SPEAKER—While, as a democrat, I am apposed to all sumptuary legislation, I realize that the need of legislation against this terrible evil is so great that I must vote "aye."

F. B. MANAHAN.

MR. SPEAKER—While I am in favor of a law doing away with the evils of the nefarious cigarettes, still, as I believe this bill is unconstitutional and will be practically inoperative for suppressing the above evil, I vote "no."

J. T. P. POWER.

The Speaker submitted the following explanation of his vote:

I am in favor of a measure prohibiting the sale of cigarettes to minors, and would gladly vote for such a bill. The cigarette, being recognized as a legitimate article of commerce, any act passed by this General Assembly prohibiting the sale of cigarettes, as provided in this substitute, would, in my judgment, be in conflict with the law of the land, and I therefore vote "no."

H. W. BYERS.

Entertaining the same opinion as set forth by the Speaker on the question I vote "no."

W. C. McARTHUR.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 440, a bill for an act to legalize the independent school district of Jasper, Iowa.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked, relative to joint convention to be held Friday, March 6, 1896, at 11:45 A. M., for the purpose of filling the vacancy in the trustees of the Insane Hospital at Mount Pleasant, occasioned by the death of Samuel Klein, of Lee county.

*Resolved by the Senate, the House concurring, That a Joint Convention be held in the hall of the House on Friday, March 6, at 11:45 A. M., for the purpose of filling the vacancy in the trustees of the Hospital for Insane at Mount Pleasant, occasioned by the death of Hon. Samuel Klein, of Lee county.*

W. E. BULLARD,

*Secretary.*



Mr. Bell called up the resolution just messaged from the Senate, and moved its adoption.

Carried.

Mr. Dowell was called to the Chair.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

Joint Resolution No. 13, a joint resolution and memorial, relative to the 5 per cent fund.

W. E. HAUGER,  
*Chairman.*

#### INTRODUCTION OF BILLS.

By Mr. Brighton, House file No. 441, a bill for an act to amend section 2 of chapter 17 of the acts of the Twenty-second General Assembly, changing the form of city bonds.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. McAchran (by request), House file No. 442, a bill for an act to reimburse the members and heirs of the second and third Iowa infantry for "gray" uniforms purchased during the war.

Read first and second time and referred to Committee on Military.

By Mr. McQuin, House file No. 443, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Miller of Cherokee (by request), House file No. 444, a bill for an act regulating the hours within which children under fifteen years of age may lawfully be upon the streets of cities, towns and villages.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Morrison of Grundy, House file No. 445, a bill for an act to amend section 111 of the Code of Iowa, providing for an additional member of the executive council.

Read first and second time and referred to Committee on Judiciary.

By Mr. Power, House file No. 446, a bill for an act to provide for school insurance.

Read first and second time and referred to Committee on School and Text Books.

By Mr. Thompson, House file No. 447, a bill for an act to repeal section 1 of chapter 31 of the laws of the Twenty-second General Assembly, being section 2096 of McClain's annotated Code of Iowa, relating to changing names of railway stations.

Read first and second time and referred to Committee on Railroads and Commerce.

By Mr. Finch, House file No. 448, a bill for an act relating to contracts of fire insurance, cancellation thereof, short rates, arbitration of loss and time and of bringing suits thereon.

Read first and second time and referred to Committee on Insurance.

The Speaker resumed the Chair.

On motion of Mr. Porter, substitute for House file No. 88, by Committee on Judiciary, a bill for an act to amend section 803 of the Code, and to enlarge the powers of the board of supervisors, was made a special order for 10 A. M. to-morrow.

On motion of Mr. Early, substitute for House file No. 45, a bill for an act to authorize and to regulate primary elections of voluntary political parties, or associations, and to punish frauds therein, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Early moved that section 1 be stricken out and the following inserted in lieu thereof:

SECTION. 1. That any voluntary political party or association may hold primary elections for the election of its officers or managing committees, delegates to its conventions, or for the purpose of nominating its candidates for public office, or for any or all such purposes whenever any committee or body authorized by the rules or customs of such political party or association shall elect to accept and act under the provisions of this act.

Adopted.

Mr. Wood moved that the bill be read section by section and considered.

Carried.

Mr. Wood moved to strike out the words "any committee or body" in section 1, and insert in place thereof the words "any county convention."

Lost.

Mr. Finch moved to amend setion 2 by striking out all after the word "party" in line 8, and inserting the words "at a regular county convention."

After discussion, the Speaker ordered the bill to be made a special order for Friday, March 13, at 10 A. M.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 106, a bill for an act regulating the forfeiture of contracts for the sale of real estate.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 57, an act to revise, amend and codify the statutes relative to the militia.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find corretly enrolled, Senate file No. 186, an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 40, an act to enable boards of school directors to provide free text books for pupils in the public schools.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Ordered passed on file.

The Speaker signed in the presence of the House, House Joint Resolution No. 13, also Senate files Nos. 40, 57, 106, 186.

On motion of Mr. Porter, House file No. 181, a bill for an act to amend section 2613 of the Code of Iowa, relating to the service of original notice on agents of corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Porter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Evans, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McCachran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—82.

Mr. Finch voted in the negative.

Absent or not voting:

Messrs. Cornwall, Davis, Early, Edwards, Frink, Haugen, Jackson, Jay, Johnston of Franklin, Lauder, McArthur, McNulty, Nietert, Spaulding, Van Houten, Weaver—16.

So the bill passed and the title was agreed to.

Mr. Finch offered the following explanation of his vote:

MR. SPEAKER—I vote "no" because service upon a mere clerk, perhaps from 12 to 15 years of age only, should not be sufficient notice in cases involving thousands of dollars or any amount, unless in matters connected with business of the office in which he is employed; in other matters notice should be served only on a duly authorized agent of the company, and then only in the scope of his agency.

P. FINCH.

On motion of Mr. Temple, House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Finch moved to amend as follows:

SEC. 2. This state, upon the trial of any person indicted for keeping a place as described in section 1 of this act, may, for the purpose of establishing the character of the place so kept by the defendants, introduce evidence of the general reputation of such place as so kept, and such evidence shall be competent for such purpose.

Carried.

Mr. Morrison of Grundy moved to add as section 3:

SEC. 3. This act being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

Adopted.

Mr. Lauder moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Locmis, Lowry, McAchran, McDonald, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Cornwall, Davis, Frink, Hinkhouse, Jackson, Jay, Johnston of Franklin, McArthur, McDowell, McNulty, Manahan, Van Houten, Weaver—14.

So the bill passed and the title was agreed to.

On motion of Mr. Potter, House file No. 182, a bill for an act to amend section 3812 of the Code, in relation to jury fees, with report of committee without recommendation, was taken up and considered.

Mr. Potter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Brinton, Clark, Cook, Davis, Doubleday, Funk, Hendershot, Hinman, Lambert, Lauder, Loomis, McAchran, McDonald, McDowell, McQuin, Martin, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nolan, Potter, Prentis, Putnam, Reed, Scott, St. John, Thompson, Voelker, Waters, Wells, Wheeler, Whelan, Mr. Speaker—33.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Byington, Classen, Cornwall, Crow, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Lowry, McArthur, McNulty, Manahan, Marti, Mayne, Merrell, Merriam, Miller of Cherokee, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Porter, Power, Ray, Smith, Spaulding, Sullivan, Temple, Tibbitts, Van Houten, Weaver, Whittier, Williams, Wilson, Wood—45.

Absent or not voting:

Messrs. Brady, Chapman, Cornwall, Dowell, Edwards, Frink, Garner, Gurley, Hauger, Hinkhouse, Huntley, Jackson, Jay, Johnston of Franklin, McArthur, McNulty, Morrison of Grundy, Porter, Ray, Van Houten, Weaver—21.

So the bill was declared lost.

On motion of Mr. Hinman, the House adjourned till 9 A. M. to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Friday, March 6, 1896. }

House met at 9:00 A. M., Speaker (*pro tem*) Dowell in the chair.

Prayer was offered by Rev. John Brown Lucas, of Grinnell, Iowa.

PETITIONS AND MEMORIALS.

Mr. McDonald presented petition of 144 citizens of Guthrie county, asking passage of House file No. 360.

Referred to Committee on Military.

Messrs. Garner, Haugen and Scott presented petitions of citizens of respective counties against passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Morrison, of Keokuk, presented petition of citizens of Keokuk county, asking passage of Berry-Allen bill.

Referred to Committee on Insurance.

Mr. Hauger presented petition of citizens of Black Hawk county asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Good presented petition of citizens of Boone county against the establishment of an independent (township) school district.

Referred to Committee on School and Text Books.

Mr. Crow presented petition of citizens of Wapello county against itinerant peddlers and venders.

Referred to Committee on Judiciary.

Mr. Putnam presented resolutions of savings, loan and building associations of Council Bluffs, Iowa, asking passage of a building and loan law.

Referred to Committee on Building and Loan.

Mr. McNulty presented communication of General Hancock Post No. 22, in reference to questions asked concerning the Soldiers and Sailors Monument.

Referred to Committee on Military.

Mr. Clark presented communication of William Prather Post, Nodaway, Iowa, in reference to the same subject.

Referred to Committee on Military.

Mr. Lavender presented petition of citizens of Calhoun county asking additional normal schools.

Referred to Committee on Normal Schools.

Mr. Hinman presented the following resolution of Whited Post, No. 247, G. A. R., which was referred to Committee on Military:

BELMOND, Iowa, February 29, 1896.

*Hon. S. N. Hinman:*

At the last regular meeting of Whited Post, No. 247, G. A. R., the following resolutions were adopted by Post and I was instructed to forward a copy to you:

*Resolved by the members of Whited Post, No. 247, G. A. R., Belmond, Iowa,* That we heartily approve of the erection of a memorial, historical and art building at the capitol of the state.

*Resolved,* That our senator and representative are respectfully requested to present these resolutions to their respective houses and to support the bill providing for the erection of such building.

H. E. A. DIEHL,  
*Commander.*

J. P. BYERS,  
*Adjutant.*

Mr. Garner called up his motion to reconsider the vote on substitute for House file No. 188, and asked permission of the House to withdraw the same.

Granted.

#### REPORTS OF COMMITTEES.

Mr. Allen, from the Second Division of the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, Second Division, to whom was referred House file No. 225, a bill for an act to facilitate the drainage of wet lands and to provide a more equitable apportionment of the taxes incident to said work, and to repeal sections 1208 and 1209 of the Code and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that House file No. 11, reported for passage, covers substantially the same ground.

W. S. ALLEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your committee to which was referred House file No. 11, to revise, amend and codify the statutes in relation to internal improvements, beg leave to report that they have had the same under consideration



and beg leave to report the same back to the House with the recommendation that the same do pass with the following amendment:

#### CHAPTER I.

On page 365, section 2, line 6, add after the word "clerk" the words "at the time of issuing the order."

On page 365, section 4, line 1, strike out "and shall" before "impartially".

On page 366, section 8, line 3, strike out the word "reasonable".

#### CHAPTER II.

On page 374, section 27, line 4, strike out "or the right of way of a railway company," and in line 5 strike out "or the railway company" and add at the end of said section the following, to-wit:

"Wherever any railroad crosses the land of any person or persons who desire to drain their land for any of the purposes set forth in this section, the party or parties desiring such drain or drains shall notify the railroad company by leaving a written notice with the nearest station agent, stating in such notice the starting point, route or termination of such drain or drains, and if the railroad company refuse or neglect for the space of thirty days to dig across their right of way a drain of equal depth and size of the one dug by the party who wishes to drain his land, then the party who desires to drain the land may proceed to dig such drain and the railroad company shall be liable for the cost of construction of such drain, to be collected in any court having jurisdiction.

On page 375, section 31, strike out all after "another" in line 4.

#### CHAPTER IV

On page 384, section 23, line 1, after "other," strike out "road" and insert "highway." and in line 3 strike out "road" and insert "highway."

On page 384, section 24, line 2, strike out "road" and insert "highway."

On page 384, section 25, line 1, strike out "road" and insert "highway."

On page 384, section 27, line 3, strike out "road" and insert "highway."

On page 384, section 28, lines 2 and 3, strike out "one causeway or other adequate means of crossing the same" and insert "one farm crossing."

On page 385, section 32, line 3, strike out "electric" and insert "other."

#### CHAPTER V.

On page 387, section 3, line 2, add "or elsewhere" after "state."

On pages 388 and 389, strike out all of section 11 and insert in lieu thereof the following:

"Any such corporation, with the assent of two-thirds of all the stockholders in interest, may issue in payment of debts, preferred stock, not exceeding \$10,000 for each mile of railway constructed, which stock shall be entitled to such dividends as the directors of the corporation may determine, not exceeding 8 per cent per annum, if the same is earned in any one year after payment of all interest on the bonds of the corporation before any dividend is made to the common stock. Any railway corporation which has no surplus, after paying its running expenses, with which to pay the interest on its bonded indebtedness, with the assent of its bondholders, in addition to the right above conferred, may, with the assent of two-thirds of its stockholders, issue its preferred stock at par, to an amount equal to, and not exceeding its bonded indebtedness, in exchange

for its said bonded indebtedness. The said stock shall be entitled to such dividends from its net profits as the directors of the corporation may determine, not exceeding 8 per cent per annum, if the same is earned in any one year, after payment of all interest on the indebtedness of the corporation, before any dividend is made to the common stock."

On page 389, section 15, line 3, after "powers" add "franchises, rights."

On page 389, section 16, line 1, after "mortgage" add "or sell."

On page 390, section 17, line 1, after "mortgage" add "or sell."

On page 391, section 22, lines 3 and 4, strike out "full amount of the damages sustained by the owner on account thereof," and in lieu thereof insert "value of the property or damage caused."

On page 391, section 22, lines 14 and 15, strike out commencing with last word in line 14, "shall render such corporation liable for all damages occasioned thereby," and in lieu thereof insert "render the company liable under this section."

On page 392, section 26, line 4, after "inhabitants" add "or more."

On pages 392 and 393 strike out all of section 27 and insert the following: "That when, and in case two or more railroads crossing each other at a common grade, or any railroad crossing a stream by swing or drawbridge, shall equip such crossing or drawbridge with an interlocking switch system or other suitable safety device, rendering it safe for engines or trains to pass over such crossing or bridge without stopping, and if such interlocking switch system or other safety devices shall be approved by the railroad commissioners, then, and in that case, it is hereby made lawful for the engines and trains of such railroad or railroads to pass over such crossing or bridge without stopping, any law, or the provisions of any law now in force to the contrary notwithstanding, and all such other provisions of law contrary thereto are hereby declared not to be applicable in such case."

On page 394, after section 32, insert additional section as follows:

"Sec. 33. Whenever interlocking or other safety devices are constructed and maintained in compliance with sections 28, 29 or 30 of this chapter, then and in that in case it shall be lawful for the engines and trains of such railroad or railroads to pass over said crossing without stopping, any law now in force to the contrary notwithstanding, and all such other provisions of law contrary thereto are hereby declared not to be applicable in such cases."

On page 394, section 33, line 1, strike out "section 33" and insert "section 34," and after "franchises" add "or any part thereof." Commencing with section 34, on page 394, increase by one the number of each respective section throughout remainder of chapter 5.

On page 395, section 40, line 2, after "two" add "hundred."

#### CHAPTER VI.

On page 405, section 5, line 1, add after "duties" "upon any complaint filed," in line 2 add after "corporation" the words "so complained of," in line 5 strike out "courts of law may" and insert "above expressed," and in line 7, after "duty," add the words "as above expressed."

On page 406, section 10, line 2, after "regulations" add "affecting public right," and in line 9, after "find," add "after the trial of said cause."

On page 407, section 10, add at end of section the following: "But nothing in this chapter shall deny to either party the right of appeal from any such judgment, fine or decree of the district court, upon giving a reasonable appeal bond, which shall stay all proceedings until a final opinion of the supreme court is had."

## CHAPTER VII.

On page 412, section 15, line 10, after "done" add "in compliance with the report and notice of the board or."

On page 414, section 17, line 8, after "law" add the following: "*Provided*, that before changing and revising such schedules it shall be the duty of the board to publish ten days' notice in two daily papers published in Des Moines, setting forth in such notice that at a certain time and place it will proceed to change and revise such schedules, and it shall at such time and place, and as soon as practicable, afford to any person, firm, corporation or common carrier who may desire it an opportunity to make an explanation or showing, or to furnish information to said board on the subject of changing or revising such schedules.

And your committee beg leave to further report that chapter 8 of said bill has been transferred to the Committee on Telegraph, Telephone and Express, at the request of the latter named committee.

W. S. ALLEN,  
*Chairman.*

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred chapters 14, 16 and 17 of House file No. 13, a bill for an act to revise, amend and codify the statutes in relation to the police of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that chapter 14 of the same do pass without change or amendment, and that chapters 16 and 17 do pass with the following amendments:

## CHAPTER XVI.

On page 517, section 1, line 3, after the word "governor" insert "with the approval of the executive council."

On page 517, section 1, line 4, after the word "for" strike out the word "the" and insert the word "an."

On page 517, section 1, line 6, after the word "rooms" insert "and office supplies."

On page 517, section 2, line 2, after the word "quarantine" insert "nuisances."

In the same section, line 3, after the word "deaths" insert "and have."

On page 518, section 2, line 7, after the word "as" strike out the word "it."

In the same section and line, after the word "may" strike out the words "determine upon" and insert "be necessary."

On page 518, section 3, line 2, after the word "to" strike out the word "him" and insert "to the clerk of the county in which they occur."

In the same section, line 4, after the word "facts" insert the words "relating thereto."

On page 518, section 3, after the word "the" at the end of line 4, insert the word "state."

In the same section, line 6, after the word "of" strike out the word "the" and insert the word "said."

On page 518, section 3, line 9, add the following: "The sum of 25 cents shall be paid out of the county fund for each report to the persons making such report."

On page 518, section 4, line 7, after the word "the" insert the word "state."

The same change in the same section in line 10.

On page 518, section 5, line 4, after the word "competent" insert the words "and lawful."

On page 519, section 5, line 11, after the word "jurisdiction" strike out the word "to" and insert the word "also."

On page 519, section 5, line 23, after the word "diseases" strike out the word "may" and insert "shall."

Also in the same section and line after the word "declared" insert the words "maintained and terminated."

On page 519, section 6, line 1, before the word "may" strike out the word "it" and insert the words "said local board."

On page 519, section 7, line 2, after the word "otherwise" strike out the words "it may" and insert the words "said local boards shall."

On page 519, section 7, line 4, after the word "it" strike out the word "may" and insert the word "can."

In the same section and line after the word "provide" insert the word "food."

On page 520, section 7, line 5, after the word "nurses" insert the words "medical and other."

On page 520, section 7, line 13, after the word "provide" insert the word "physicians."

On page 520, section 7, line 10, after the word "affected" insert the words "by an order of the local board of health, and in case of refusal to obey such order".

On page 521, section 10, line 11, after the word "Be" strike out the words "liable for all damages resulting therefrom and" and insert the word "deemed".

On page 521, section 10, line 12, after the word "misdemeanor" add the words, "It is hereby made the duty of the county attorney to prosecute any actions, civil or criminal, against any person who violates the provisions of this chapter".

On page 521, section 11, line 1, after the word "exceed" strike out the word "twelve" and insert the word "fifteen".

On page 521, section 11, line 4, after the word "receive" strike out the words "only actual" and insert the words "ten dollars per day and."

On page 521, section 12, line 1, after the word "of" strike out the word "five" and insert the word "six".

On page 521, section 12, line 4, after the word "board" add the following: "All printing and binding of the board shall be done at the expense of the state."

## CHAPTER XVII.

On page 522, section 4, line 2, insert after the word "felony" the words "is incompetent or is grossly immoral."

On page 522, section 4, line 3, after the word "state" insert the words "or upon satisfactory evidence, by affidavit or otherwise, that a certificate had been granted upon false and fraudulent statements as to graduation or length of practice."

On page 523, section 5, line 3, after the word "duties" insert the word "thereof."

On page 523, between sections 6 and 7, insert the following as section 7: "Every physician practicing medicine or obstetrics, or professing or attempting to treat, cure, or heal diseases, ailments, or injuries by any medicine, appliances or methods, who goes from place to place or from house to house, or by circulars or letters or advertisements solicits persons to meet him for consultation or professional treatment at places other than his office at the place of his residence, shall be considered an itinerant physician, and any such itinerant physician shall, in addition to the certificate elsewhere provided for in this chapter, procure from the state board of medical examiners a license as an itinerant, for which he shall pay to the secretary of such board, for the use of said board, the sum of \$250 per annum. Upon the payment of this sum the secretary shall issue to the applicant therefor a license to practice within the state as an itinerant physician for one year from the date thereof. The board may, for satisfactory reasons, refuse to issue such license, or may cancel such license upon satisfactory evidence of incompetence or gross immorality."

Any person practicing medicine as an itinerant physician, as herein defined, without having procured such license shall be guilty of a misdemeanor and on conviction thereof shall be fined not less than \$300, nor more than \$500 and costs, and shall be committed to the county jail until such fines and costs are paid; *provided*, however, that nothing herein shall be construed to prevent any physician otherwise legally qualified from attending patients in other parts of the state to whom he may be called in the regular course of his business, or in consultation with other physicians.

On page 523, section 7, after the title word "section," at the beginning of line 1, strike out the numeral "7" and insert in lieu thereof the numeral "8."

D. H. BOWEN,

*Chairman.*

Ordered passed on file.

Mr. Lauder, from the Committee on Railroads and Commerce, submitted the following report.

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred Senate file No. 37, a bill for an act to amend section 2178 of the Code in relation to the sale of property by carriers and others for charges, beg leave to report that they have had the same under consideration and have instructed be to report the same back to the House with the recommendation that the same be amended by striking out the word "shall" after the word "same" in line 7, and inserting in lieu thereof the

word "may;" and after the word "by" in line 16, by inserting the words "a copy of;" and when so amended that the same do pass.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file 312, a bill for an act creating and establishing the liability of sleeping car companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file No. 276, a bill for an act to amend chapter 185, acts of the Twentieth General Assembly, regulating the sale of petroleum and its products, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Public Health.

J. W. LAUDER,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred a memorial to the Senators and Representatives in regard to the relief and indemnity of certain citizens of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, was referred House file No. 112, a bill for an act to compel all railway trains to carry passengers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 142, a bill for an act relating to insurance companies and

providing a remedy for the assured, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

CHAL. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Sullivan, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—A minority of your Committee on Public Health, to whom was referred House file No. 246, a bill for an act to amend section 12 of chapter 80 of the laws of the Twenty-fifth General Assembly, relating to the rules governing trustees in the appointment of superintendents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

T. J. SULLIVAN.  
A. E. JACKSON.  
G. N. HAUGEN.  
P. L. PRENTIS.  
J. T. JAY.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 449, a bill for an act to prevent discrimination of fire insurance companies or their agents by rebating any part of the premiums charged or commissions allowed, and for limiting the expense of procuring business.

Read first and second time and referred to Committee on Insurance.

By Mr. McAdhnan, House file No. 450, a bill for an act for the relief of F. W. Heskett for horses killed by order of state veterinary surgeon.

Read first and second time and referred to Committee on Claims.

By Mr. Brinton, House file No. 451, a bill for an act to relinquish an escheat in Hamilton county.

Read first and second time and referred to Committee on Judiciary.

By Mr. Merrell, House file No. 452, a bill for an act making repairs on and keeping in repair the State Capitol Building, and other improvements.

Read first and second time and referred to Committee on Public Lands and Buildings.

By Mr. Wood, House file No. 453, a bill for an act to amend section 307 of chapter 2, title 4, of the Code, relative to county printing.

Read first and second time and referred to Committee on Printing.

Mr. Crow offered the following resolution which was laid over under rule 84:

*Resolved*, That this House hold two sessions per day from 9 A. M. to 12 M., and from 2 P. M. to 5 P. M. of each day.

*Resolved further*, That the committee meetings be held after night so as not to interfere with the general business of the session and the adoption of the Code.

On motion of Mr. Allen, House file No. 121, a bill for an act to amend chapter 104, acts of the Twenty-first General Assembly of the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Allen offered the following amendment and moved its adoption:

Amend by striking out all after the words "*provided, however*" in line 3, and in lieu thereof insert the following: "That any medical school shall have the right to appeal from any decision of the state board of examiners, or the state board of health, to the district court of the county where the school is located.

"SEC. 2. Appeal must be taken within thirty days after notice of the decision is given to the medical school aggrieved. The appeal shall be taken when a written notice of appeal is served upon the secretary of the board, or any member thereof, and said notice, together with a bond to secure all costs shall be filed with the clerk of the district court.

"SEC. 3. On appeal such case shall be tried as an original equitable in the district court."

Mr. Lauder moved that further action on this bill be deferred until Tuesday, March 10, 1896.

Carried.

Mr. Whittier offered the following resolution:

WHEREAS, The Committee on Pardons of both the Senate and the House have reported recommending that a conditional pardon be granted Charles P. Wells; therefore, be it

*Resolved by the House, the Senate concurring*, That the Twenty-sixth General Assembly recommend that a pardon be granted to said Charles P. Wells conditioned upon his future good behavior, and his abstinence from intoxicating liquor.

Laid over under rule 34.

On motion of Mr. Weaver, Senate file No. 347, a bill for an act to legalize the proceedings of the city council of Wapello, Iowa, and certain ordinances passed by them, with report of committee recommending passage as amended, was taken up, considered, and the amendment of the committee adopted.



Mr. Gurley moved to add to the publication clause the following, "without expense to the state."

Carried.

Mr. Weaver moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Klemme, Ladd, Lambert, Lavender, Lowry, McCachran, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Prentis, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood—76.

The nays were:

Messrs. Manahan, Merrell and Power—3.

Absent or not voting:

Messrs. Bailey, Cook, Cornwall, Funk, Hinkhouse, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Loomis, McArthur, Martin, Perrott, Potter, Putnam, Ray, Sullivan, Van Houten, Wheeler, Mr. Speaker—20.

So the bill passed and the title was agreed to.

Mr. Merrell filed the following explanation of his vote:

MR. SPEAKER—I vote "no" for reasons set forth in the following letter.

N. A. MERRELL.

WAPELLO, Iowa, March 2, 1896.

*Capt. Merrell, Des Moines, Iowa:*

DEAR COMPATRIOT AND FRIEND—I am advised that a bill for an act will come before the Legislature to legalize an ordinance passed by our city council to permit privileges to an electric light and power company. No vote was taken as required by statute—not submission to a vote. They have ascertained they have been too previous, and now want the Legislature to legalize the act. The power-house, plant, etc., annoy me personally, or will, hence I swear. Of course in legislation this does not, nor ought not to count; but I mention it to show that I am not interloping in other people's business. As it now stands, I can hold them to time. I am quite willing they should have their plant; but with a city council that held a midnight meeting of their body in the office of the projectors, you can see there will be no limit to their privileges. But such legislation is,

in principle, unjust and wrong. The statutes, section 639, McClain's Code, says no such work shall be authorized until a majority of the voters of the city by vote shall approve the same. The high-handed way in which they have attempted to run, fix votes, etc., will knock that. I presume it will be referred to the Judiciary Committee, and certainly it is so palpably objectionable it will not pass unless by default. So I draw on your kindness and friendship to look at it a little.

Yours truly,

D. N. SPRAGUE.

The following motion to reconsider was filed:

MR SPEAKER—I move to reconsider the vote by which substitute for Senate file No. 7 passed the House.

J. W. LAUDER.

I second the motion.

H. O. WEAVER.

On motion of Mr. Miller of Cherokee, Senate file No. 253, a bill for an act to legalize the organization of the independent school district of Larrabee, Cherokee county, Iowa, with report of committee recommending passage as amended was taken up, considered, and the amendments of the committee adopted.

Mr. Miller of Cherokee moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brington, Brinton, Byington, Chapman, Clark, Classen, Cook, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Laverder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Watters, Whelan, Whittier, Williams, Wilson—51.

The nays were:

None.

Absent or not voting:

Messrs. Cornwall, Crow, Frink, Hinkhouse, Johnston of Franklin, Manahan, Martin, Merrell, Perrott, Potter, Sullivan, Van Houten, Voelker, Weaver, Wells, Wheeler, Wood, Mr. Speaker—18.

So the bill passed and the title was agreed to.

On motion of Mr. Allen substitute for House file No. 88, a bill for an act to amend section 303 of the Code, and to enlarge the powers of the board of supervisors with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Lambert moved that further action on this bill be deferred till next Friday, March 13th at 11 A. M.

On a division of the House, the motion was carried by a vote of 38 for and 26 against.

House file No. 91, a bill for an act to repeal section 3630 relating to special constables and enacting a substitute therefor, with report of committee recommending passage, as amended, was taken up, considered, and on motion of Mr. Chapman was indefinitely postponed.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate file No. 347 passed the House.

THOMAS LAMBERT.

I second the motion.

W. B. HUNT.

On motion of Mr. St. John, Senate file No. 237, a bill for an act providing for the better protection of the ownership of logs and lumber lying or being in any of the waters of this state or bordering on this state, and providing penalties for the violation thereof, with report of committee recommending its passage, was taken up, considered, and the report of the committee adopted.

Mr. St. John moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Funk, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Lauder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Marvin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker,

Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson—83.

The nays were:

None.

Absent or not voting:

Messrs. Brighton, Cornwall, Early, Frink, Garner, Griswold, Haugen, Hinman, Johnston of Franklin, Ladd, Lavender, Manahan, Parker, Van Houten, Wood, Mr. Speaker—16.

So the bill passed and the title was agreed to.

On motion of Mr. Allen, Senate file No. 267, a bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue for 1895, with report of committee recommending passage, was taken up, considered and substituted for House file No. 305.

Mr. Allen moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, St. John, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood—81.

Mr. Williams voted in the negative.

Absent or not voting:

Messrs. Brady, Brinton, Cornwall, Early, Gurley, Hinman, Jay, Johnston of Franklin, Lauder, Lavender, Manahan, Mayne, Ray, Spaulding, Temple, Van Houten, Williams, Mr. Speaker—17.

So the bill passed and the title was agreed to.

On motion of Mr. Allen, House file No. 270, a bill for an act to amend section 801 of the Code of 1873, relating to assessment of taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Allen moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Voelker, Waters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood—79.

Mr. McArthur voted in the negative.

Absent or not voting:

Messrs. Brady, Brinton, Cornwall, Davis, Early, Gurley, Johnson of Webster, Johnston of Franklin, Lambert, Lavender, Manahan, Mayne, Nolan, Reed, Sullivan, Temple, VanHouten, Wheeler, Mr. Speaker—19.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Substitute for Senate files Nos. 13, 54, 164, 169, 191 and 232, a bill for an act defining building and loan associations, and providing for their organization, regulation, examination and control and providing a penalty for the violation of said regulations and repealing chapter 6, title 9 of the Code of 1873 and acts amendatory thereto.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Substitute for Senate file No. 9, a bill for an act to amend section 3861 of the Code of 1873, as amended by chapter 114 of the acts of the Twenty-first General Assembly.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 116, a bill for an act to amend sections 969, 975, 981, 987 and 996 of the Code, relative to the meeting of township trustees for settlement with road supervisors.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 95, a bill for an act to amend, revise and codify and re-enact the statutes in relation to certain lost goods.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 19, a bill for an act authorizing cities of the first class to lay sidewalks in said cities.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 139, a bill for an act to amend section 3844 of the Code of 1873, in relation to fuel and stationery of county officers.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. St. John, House file No. 77, a bill for an act to create and regulate public warehouses and the warehousing, shipping, weighing and inspection of grain, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. St. John moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Carried.

Mr. Merriam moved that the House reconsider the vote whereby the bill was passed to its third reading.

Carried.

On motion of Mr. Power the bill was made a special order for next Thursday at 10 A. M.

Mr. Power was excused until Monday.

Mr. Weaver moved that a committee of three be appointed to notify the Senate that the House is in readiness to receive them in Joint Convention.

Carried.

The Speaker appointed as such committee:

Messrs. Weaver, Clark and Porter.

The committee to notify the Senate reported their duty performed, and was discharged.

The Doorkeeper announced the arrival of the honorable body of the Senate, which body took seats in the west side of the Hall of the House, vacated for their use.

#### JOINT CONVENTION.

The Joint Convention was called to order by Lieutenant-Governor Parrott, who stated that the object of the Joint Convention was the election of a trustee for the Hospital for the Insane at Mount Pleasant, to fill the vacancy occasioned by the death of Hon. Samuel Klein.

The Clerk called the roll to ascertain if there be a quorum present.

Those present were:

Messrs. Alexander, Allen of Van Buren, Allyn of Ringgold, Bailey, Baker, Bell of Jefferson, Bell of Washington, Berry, Bird, Blanchard, Bonson, Bowen, Brady, Brighton, Brinton, Byers of Lucas, Byington, Carney, Carpenter, Carroll, Chapman, Cheshire, Clark, Classen, Cook, Craig, Crow, Davis, Doubleday, Dowell, Downey, Druet, Early, Eaton, Edwards, Ellis, Ellison, Evans, Everall, Finch, Frazee, Frink, Funk of Dickinson, Funk of Hardin, Garner, Garst, Gilbertson, Good, Gorrell, Griswold, Grote, Gurley, Harper, Haugen, Hauger, Hazen, Hendershot, Henderson, Hinkhouse, Hinman, Hipwell, Hobart, Hospers, Huntley, Hurst, Jackson, Jay, Johnson of Webster, Junkin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Mitchell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Palmer, Parker, Penrose, Perrin, Perrott, Porter, Power, Prentis, Pusey, Putnam, Ranck, Ray, Reed, Rigger, Rowen, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Trewin, Upton, Voelker, Waterman, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Young—130.

Those absent were:

Messrs. Byers of Shelby, Cornwall, Ericson, Harriman, Healy, Hotchkiss, Hunt, Johnston of Franklin, Kilburn, Lambert, Lavender, Lehfelddt, Lothrop, McArthur, Manahan, Phelps, Potter, Sargent, Van Houten, Weaver—20.

There being a quorum present, Mr. Bell placed in nomination the name of Hon. Winfield Smouse, of the First district, to fill said vacancy.

Mr. Parrott appointed as Teller on part of the Senate, Senator Bonson of Dubuque.

Mr. Dowell appointed as Teller on part of the House, Mr. Loomis of Jones.

The roll was then called, which resulted as follows:

Those voting for Mr. Smouse were:

Messrs. Alexander, Allen of Van Buren, Allyn of Ringgold, Bailey, Bell of Washington, Berry, Bird, Blanchard, Bonson, Bowen, Brady, Brighton, Brinton, Byers of Lucas, Carney, Carroll, Cheshire, Clark, Classen, Craig, Davis, Doubleday, Dowell, Downey, Druet, Eaton, Edwards, Ellis, Ellison, Everall, Finch, Frink, Garner, Garst, Good, Griswold, Grote, Gurley, Harper, Haugen, Healy, Hendershot, Henderson, Hinman, Hobart, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mitchell, Morrison of Grundy, Morrison of Keokuk, Mullin, Palmer, Parker, Penrose, Perrin, Phelps, Prentis, Pusey, Putnam, Rikken, Scott, Smith, Spaulding, Thompson, Tibbitts, Trewin, Waterman, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Young—91.

Absent or not voting:

Messrs. Baker, Bell of Jefferson, Byers of Shelby, Byington, Carpenter, Chapman, Cook, Cornwall, Crow, Early, Ericson, Evans, Frazee, Funk of Dickinson, Funk of Hardin, Gilbertson, Gorrell, Harriman, Hauger, Hazen, Hinkhouse, Hipwell, Hoppers, Hotchkiss, Hunt, Hurst, Jay, Johnston of Franklin, Junkin, Kilburn, Lambert, Lavender, Lehfelddt, Lothrop, McDonald, McDowell, Manahan, Marti, Merrell, Nietert, Nolan, Perrott, Porter, Potter, Power, Ranck, Ray, Reed, Rowen, Sargent, St. John, Sullivan, Temple, Upton, Van Houten, Voelker, Wheeler, Wilson—58.



The following certificate of election was then signed in the presence of the Joint Convention:

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, March 6, 1896. }

This is to certify that at an election by the two Houses of the Twenty-sixth General Assembly of the State of Iowa, in joint convention, on Friday, the 6th day of March, A. D. 1896, for the purpose of electing a trustee for the Hospital for Insane at Mt. Pleasant, Winfield Smouse having received a majority of all the votes cast for said office was declared duly elected trustee for Hospital for Insane at Mt. Pleasant, Iowa, for the unexpired term of Samuel Klein, deceased, and until his successor is elected and qualified.

Signed in the presence of the joint convention this 6th day of March, A. D. 1896.

MATT PARROTT,  
*President of the Senate.*

C. C. DOWELL,  
*Speaker of the House of Representatives pro tem.*

ATTEST:

R. BONSON,  
*Teller of the Senate.*

A. M. LOOMIS,  
*Teller of the House of Representatives.*

Whereupon Mr. Smouse was declared duly elected.

The Journal of the Joint Convention was read and approved.

On motion of Senator Blanchard the Joint Convention dissolved.

Mr. Sullivan was granted indefinite leave of absence on account of sickness.

On motion of Mr. Hinman, the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, March 7, 1896. }

House met at 9 A. M. with Speaker Byers in the Chair.

The opening prayer was offered by Rev. Given I. Ford, of Des Moines.

Messrs. Johnston of Franklin, Hunt, Funk and Mullin were excused until Tuesday.

Messrs. McDonald and Doubleday were excused until Monday afternoon.

#### PETITIONS AND MEMORIALS.

Mr. Merriam presented petition of Morse Post No. 190, of Manchester, asking for a memorial and art building.

Referred to Committee on Public Lands and Buildings.

Mr. Manahan presented petition of citizens of Plymouth county, in favor of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Manahan presented communication of the Friday Club, of Le Mars, Iowa, in reference to traveling libraries.

Referred to Committee on Public Libraries.

Mr. Manahan presented communication of citizens of Plymouth county containing answers to questions in reference to soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Hendershot presented petition of citizens of Marion county asking for the removal of the dam in the Des Moines river at Bonaparte, Iowa.

Referred to Committee on Fish and Game.

Messrs. Ladd, Lauder and Cook presented petitions of citizens of their respective counties asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Brady presented petition of citizens of O'Brien county, asking for the passage of the Berry-Allen bill.

Referred to Committee on Insurance.

Messrs. Smith, Davis and Voelker presented remonstrances of citizens of their respective counties against the Healy bill.

Referred to Committee on Banks and Banking.

Mr. Manahan presented petition of 1,000 citizens of Plymouth county, asking for additional normal schools.

Referred to Committee on Normal Schools.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 79, a bill for an act to authorize kindergartens in independent school districts.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 440, a bill for an act to legalize the organization and official proceedings of the independent school district of Cooper, in Greene county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 245, a bill for an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent actions of the councils of said town.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 101, a bill for an act to legalize the incorporation and the acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

## REPORTS OF COMMITTEES.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 373, a bill for an act prohibiting the removal of dirt, gravel or sand from the public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as amended by striking out the word "eight" in line 3 and inserting the word "four" in place thereof.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 385, a bill for an act to improve the public highways of the state by encouraging the use of wide tires upon wagons carrying heavy loads thereon, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 256, a bill for an act to provide for the printing of the bulletins of the State Experiment Station, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 365, a bill for an act to amend chapter 87, acts of the Twenty-fifth General Assembly, relating to the publication of the proceedings of the Iowa Teachers' association, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Van Houten, from the Committee on Horticulture, submitted the following report:

MR. SPEAKER—Your Committee on Horticulture, to whom was referred House file No. 308, a bill for an act to prevent fraud in the sale of trees, plants, shrubs and bulbs, and to provide for a bond for firms and agents dealing in them, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that the same is embodied in House file No. 309.

Geo. H. VAN HOUTEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Horticulture, to whom was referred House file No. 341, a bill for an act to prevent fraud in the sale of trees, plants, shrubs and bulbs, and to provide for a bond for firms and agents dealing in the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that the same is embodied in House file 309.

GEORGE VAN HOUTEN,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 381, a bill for an act to provide for the taxation of fire insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 84, a bill for an act to prevent combinations between fire insurance companies and to provide penalties therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 382, a bill for an act to amend section 1144 of the Code, relating to insurance companies, beg leave to report that they have had

the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 392, a bill for an act to provide for the taxation of fire insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Morrison, from the Committee on Domestic Manufactures, submitted the following report:

MR. SPEAKER—Your Committee on Domestic Manufacture, to whom was referred House file No. 391, a bill for an act to regulate the employment of children in manufacturing, mechanical, and mercantile establishments in the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

Amend section 1 by striking out the word "forfeit" and inserting the words "upon conviction be fined" after the word "offense" in line three, and by striking out the word "twenty" and inserting the word "ten" after the word "than" in said line three. By inserting in line four, after the word "dollars," the words "and shall be fined in like amount for each subsequent offense, said fines to be."

Amend section 2 by striking out the word "fifteen" and inserting the word "thirteen" before the word "years" in line one, and by striking out the word "forfeit" and inserting the words "upon conviction be fined" after the word "shall" in line eight of said section 2.

J. D. MORRISON,  
*Chairman.*

Ordered passed on file.

Mr. Davis, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred chapter 19, title 12 of House file No. 13, a bill for an act to revise, amend and codify the statutes in relation to the practice of dentistry in the state of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

*First.*—On page 527, section 3, add after the word "dentistry" in line one (1), "or extraction of teeth for compensation."

*Second.*—Insert the following as section 4:

Any person who desires to continue in the practice of dentistry, shall on or before May 15th of each year pay to the board of examiners the sum of \$1, for which he shall receive a renewal of his certificate, unless his name has been stricken from the register for violation of law. Any person who shall fail or neglect to procure his annual renewal of registration, shall for each such offense be liable to a fine of ten dollars (\$10) for each such calendar month during which he is so delinquent.

M. J. DAVIS,  
*Chairman.*

Ordered passed on file.

Mr. Brinton, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 434, a bill for an act to amend section 1634 of the Code of 1873, relating to the adoption of children at the Soldiers' Orphans' Home, beg leave to report that they have had the same under consideration and have instructed me to report the following substitute back to the House, and as substitute recommend that the same do pass.

M. H. BRINTON,  
*Chairman.*

Substitute read first and second time and passed on file.

Mr. Frink desired that the Journal show that had it been possible for him to be present on the day that the "Anti-cigarette" bill was passed he would have voted "aye."

Messrs. Ladd and Morrison of Grundy were excused until Tuesday; Messrs. Bird, Bell, Edwards and Potter until Monday; Mr. Wheeler until Wednesday, and Mr. Evans until the 15th inst.

On motion of Mr. Crow, Senate file No. 131, a bill for an act to amend chapter 7, acts of the Twentieth General Assembly, relating to the appointment of city marshals, with report of committee recommending passage with amendments, was taken up, considered and the amendments of the committee adopted.

Mr. Dowell moved to strike out the word "and" in section 1 and insert the word "state;" also add the word "and" after the word "state."

Carried.

Mr. Crow moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bowen, Brady, Brighton, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Frazee, Frink,

Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bell, Bird, Brinton, Byington, Chapman, Classen, Cornwall, Edwards, Evans, Finch, Funk, Johnston of Franklin, McDonald, Miller of Warren, Mullin, Porter, Potter, Power, Reed, Sullivan, Temple, Van Houten, Wheeler—24.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES.

Senate file No. 345, a bill for an act to legalize the incorporation of the town of Cumberland, Cass county, Iowa, the election of its officers, its ordinances, and all acts of the town council, was read first and second time and referred to Committee on Judiciary.

Senate file No. 139, a bill for an act to amend section 3844 of the Code of 1878, in relation to fuel and stationery of county officers, was read first and second time and passed on file.

Senate file No. 19, a bill for an act authorizing cities of the first class to lay sidewalks in said cities, was read first and second time and referred to Committee on Municipal Corporations.

Senate file No. 95, a bill for an act to amend, revise and codify and re-enact the statutes in relation to certain lost goods, was read first and second time and referred to Committee on Code Revision, third division.

Senate file No. 116, a bill for an act to amend sections 969, 975, 981, 987 and 996 of the Code, relative to the meeting of township trustees for settlement with road supervisors, was read first and second time and referred to Committee on Roads and Highways.



Senate file No. 9, a bill for an act to amend section 3861, Code of 1873, as amended by chapter 114, acts of the Twenty-first General Assembly, was read first and second time.

Mr. McArthur moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bowen, Brady, Brighton, Brinton Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday Dowell, Early, Frazee, Frink, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Ladd, Lambert, Lauder, Laverder, Loomis, McAchran, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Perrott, Porter, Prentis, Putnam, Ray, Scott, St. John, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whittier, Williams, Wilson, Wood, Mr. Speaker—68.

The nays were:

Messrs. Miller of Cherokee, Parker, Smith, Spaulding, Temple, Thompson, Whelan—7.

Absent or not voting:

Messrs. Baker, Bell, Bird, Classen, Cornwall, Edwards, Evans, Finch, Funk, Garner, Hinkhouse, Hunt, Johnston of Franklin, Klemme, Lowry, McDonald, Miller of Warren, Mullin, Nolan, Potter, Power, Reed, Sullivan, Wheeler—24.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—I vote "aye" as a compromise; my sentiment is that the age of consent shall be at 18 years.

O. E. DOUBLEDAY.

MR. SPEAKER—While protesting that the age of 15 is too low, yet realizing that this is the best legislation on this subject that we can get at this session, I vote "aye."

O. H. FRINK.

MR. SPEAKER—Protesting against the low age of 15 years, yet desiring an increase of the present lower age limit of 13 years, I vote "aye."

GEO. H. VAN HOUTEN.

MR. SPEAKER—I voted against the age of consent at 15 years on the grounds that the age is too young and not what the people of Iowa have asked for, and because it will not settle the controversy.

P. A. SMITH.

MR. SPEAKER—I do not believe that the bill should be passed as there is not the relief given that the people of the state have asked, and believing if the bill fails of passage by the time the next General Assembly is in session there will be no trouble in getting the age raised to at least 16 years. Therefore I vote "no."

WIREMAN MILLER.

## SENATE MESSAGE.

Substitute for Senate files Nos. 13, 54, 164, 169, 191 and 232, a bill for an act defining building and loan associations and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations, and repealing chapter 6, title ix of the Code of 1873, and acts amendatory thereto, was read first and second time and referred to Committee on Building and Loan Associations.

## INTRODUCTION OF BILLS.

By Mr. Lavender (by request), House file No. 454, a bill for an act to regulate fees for the incorporation and increase of capital stock of companies and corporations in the State of Iowa.

Read first and second time and referred to Committee on Private Corporations.

House file No. 1, a bill for an act making appropriations and providing for the erection of monuments in memory of the Iowa troops on Lookout Mountain and Missionary Ridge, and the battle of Chattanooga, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Mr. Voelker, House file No. 329, a bill for an act releasing and granting to the city of Dubuque title to certain lands, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Voelker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hender-shot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Porter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van

Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Bell, Bird, Classen, Edwards, Evans, Finch, Funk, Johnson of Webster, Johnston of Franklin, McDonald, Manahan, Miller of Warren, Mullin, Perrott, Potter, Power, Reed, Sullivan, Wheeler—19.

So the bill passed and the title was agreed to.

House file No. 42, a bill for an act to amend section 5415 of McClain's Code, relating to infectious diseases, with report of committee recommending passage, was taken up, considered, and on motion of Mr. Davis was indefinitely postponed, as a similar bill has already passed the House.

On motion of Mr. Nolan, House file No. 325, a bill for an act to amend section 14, chapter 62 of the acts of the Twenty-fifth General Assembly, giving to townships which do not include any municipal corporation, half of the amount collected under the mulct law for the sale of intoxicants within such townships, to be expended on roads, with report of committee recommending passage when amended, was taken up, considered, and the amendment of the committee adopted.

Mr. Voelker moved to amend as follows:

This bill, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Carried.

Mr. Nolan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bowen, Brady, Byington, Chapman, Clark, Crow, Davis, Doubleday, Dowell, Early, Frazee, Frink, Good, Grote, Gurley, Haugen, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Lowry, McCachran, McDowell, McNulty, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Porter, Prentis, Putnam, Spaulding, Temple, Thompson, Voelker, Whelan, Whittier, Wilson, Mr. Speaker—50.

The nays were:

Messrs. Allen, Bailey, Cook, Cornwall, Garner, Griswold, Hauger, Hendershot, Lauder, Loomis, McArthur, McQuin, Martin, Mayne, Merriam, Miller of Cherokee, Perrott, Ray, Scott, Smith, Tibbitts, Van Houten, Watters, Williams, Wood—23.

Absent or not voting:

Messrs. Bell, Bird, Brighton, Brinton, Classen, Edwards, Evans, Finch, Funk, Johnston of Franklin, Ladd, Lambert, Lavender, McDonald, Miller of Warren, Mullin, Potter, Power, Reed, St. John, Sullivan, Weaver, Wells, Wheeler—24.

So the bill failed to receive a constitutional majority and was declared lost.

On motion of Mr. McDowell, House file No. 148, a bill for an act to prohibit telephone companies from charging extra fees for sending messages crossing county lines within the state, with report of committee recommending it be indefinitely postponed, was taken up and considered.

Mr. McDowell moved that the report of the committee be not adopted and demanded the yeas and nays.

Mr. Frazee seconded the motion.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Brady, Byington, Doubleday, Frazee, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Lambert, Loomis, Lowry, McAchran, McArthur, McDowell, McQuin, Manahan, Martin, Morrison of Grundy, Nolan, Parker, Perrott, Porter, Ray, Smith, Spaulding, St. John, Tibbitts, Van Houten, Watters, Wells, Whelan, Wilson, Wood, Mr. Speaker—41.

The nays were:

Messrs. Allen, Bowen, Brighton, Brinton, Clark, Cornwall, Crow, Davis, Early, Frink, Garner, Good, Griswold, Grote, Hendershot, McNulty, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Prentis, Putnam, Scott, Temple, Thompson, Whittier, Williams—29.

Absent or not voting:

Messrs. Baker, Bell, Bird, Chapman, Classen, Cook, Dowell, Edwards, Evans, Finch, Funk, Haugen, Jay, Johnston of Franklin, Ladd, Lauder, Lavender, McDonald, Marti, Mayne, Miller of Warren, Mullin, Potter, Power, Reed, Sullivan, Voelker, Weaver, Wheeler—29.

So the motion prevailed.

Mr. McDowell moved to amend as follows:

Strike out section 1 and insert as follows:

SECTION 1. It shall be unlawful for any telephone company doing business in the state of Iowa to make an extra charge to an adjoining one for crossing county lines where a message is sent from one county within the state.

Lost.

Mr. Morrison of Grundy offered the following substitute for section 1:

It shall be unlawful for any telephone company doing business in the State of Iowa to make an extra charge for crossing a county line where a message is sent from one county to an adjoining county within the state.

Adopted.

Mr. McDowell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brighton, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Frazee, Frink, Garner, Good, Griswold, Grote, Gurvey, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Van Houten, Watters, Whelan, Whittier, Williams, Wilson, Mr. Speaker—69.

The nays were:

Messrs. Lowry, McNulty and Temple—3.

Absent or not voting:

Messrs. Bell, Bird, Brinton, Classen, Cook, Early, Edwards, Evans, Finch, Funk, Johnston of Franklin, Ladd, McDonald, Marti, Miller of Warren, Mullin, Nietert, Potter, Power, Reed, Sullivan, Tibbitts, Voelker, Weaver, Wells, Wheeler, Wood—27.

So the bill passed and the title was agreed to.

On motion of Mr. Crow, House file No. 127, a bill for an act to aid city and township assessors to reach taxable property as referred to in this act, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Crow moved that the House do not concur in the report of the committee.

Carried.

Mr. Dowell was called to the Chair at 11:15.

Mr. Crow moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Messrs. Crow and Morrison of Grundy demanded the yeas and nays.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Baker, Bowen, Brinton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Frazee, Garner, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Lambert, Lauder, Lavender, McAchran, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood—61.

The yeas were:

Messrs. Brighton, Frink, Johnson of Webster, Klemme, Lowry, Marti, Merrell, Miller of Buena Vista, Van Houten, Voelker—10.

Absent or not voting:

Messrs. Bailey, Bell, Bird, Brady, Classen, Cornwall, Edwards, Evans, Finch, Funk, Griswold, Haugen, Jay, Johnston of Franklin, Ladd, Loomis, McDonald, Manahan, Miller of Warren, Mullin, Nolan, Potter, Power, Reed, St. John, Sullivan, Wheeler, Mr. Speaker—28.

So the motion prevailed and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Clark, Crow, Doubleday, Garner, Hendershot, Hinkhouse, Lauder, McAchran, McDowell, Martin, Merriam, Miller of Cherokee, Morrison of Grundy, Manahan, Nolan, Parker, Porter, Prentis, Ray, Spaulding, Van Houten, Watters, Wells, Whelan, Wood, Wilson—25.

The nays were:

Messrs. Allen, Baker, Bowen, Brighton, Brinton, Byington, Chapman, Cook, Cornwall, Davis, Dowell, Early, Frazee, Frink, Griswold, Grote, Gurley, Haugen, Hazen, Hinman, Hunt, Jackson, Johnson of Webster, Klemme, Lambert, Lavender, Lowry, McArthur, McNulty, McQuin, Marti, Mayne, Merrell, Miller of

Buena Vista, Morrison of Keokuk, Nietert, Perrott, Putnam, Scott, Smith, Temple, Thompson, Tibbitts, Voelker, Weaver, Whittier, Williams—47.

Absent or not voting:

Messrs. Bailey, Bell, Bird, Brady, Classen, Edwards, Evans, Finch, Funk, Good, Hauger, Huntley, Jay, Johnston of Franklin, Ladd, Loomis, McDonald, Miller of Warren, Mullin, Potter, Power, Reed, St. John, Sullivan, Wheeler, Mr. Speaker—27.

The bill having failed to receive a constitutional majority was declared lost.

The following explanations of votes were filed:

MR. SPEAKER—I vote “no” because I believe the bill goes too far. I will heartily favor any and all measures that shall tend to subject the personal property, especially the moneys and credits of the state, to its just proportion of the burden of taxation, but I will not support a bill which would, if enacted into law, confiscate and destroy property if the same should not be duly listed for taxation, and I believe this latter result would be the effect of the bill. I vote “no” for the further reason that the Committee on Ways and Means are now perfecting a remedy for the evil complained of, which will be, in my judgment, much nearer right.

W. S. ALLEN.

MR. SPEAKER—While this measure is more radical than I favor, yet it is in the direction and in the interests of equitable taxation, therefore I vote “aye.”

A. L. WOOD.

MR. SPEAKER—Wishing to vote for any measure seeking to reach moneys and credits I vote “aye.”

W. B. MARTIN.

MR. SPEAKER—I vote “no” because I believe the subject sought to be covered will be fully reached in the Ways and Means Committee on the Code Revision.

S. N. HINMAN.

MR. SPEAKER—As this bill aims to secure equitable taxation, I vote “aye.”

J. A. GARNER.

MR. SPEAKER—I vote “aye” on this bill, not because I believe it to be a perfect measure, but merely as an expression of my desire to secure legislation which will bring out property that now escapes taxation.

J. D. MORRISON.

MR. SPEAKER—I wish to explain my vote on House file No. 127, relative to aiding city and township assessors to reach taxable property. I am in favor of any law that will compel all property-owners to pay their full tax, but I am opposed to this bill, for if it becomes a law, it will compel the holders of notes to have all notes listed and stamped by the assessor, whether they are worth the paper they are written on or not, and pay taxes on their full value, and if the holder of such notes will not do this

that note is null and void. I know a party that had notes that were not worth one cent on the dollar at one time, but by giving the makers of the notes from ten to twelve years' time they became responsible, and the holder of the said notes received dollar for dollar on them. Therefore I vote "no."

WM. H. KLEMMER.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which House file No. 127 was lost.

W. C. MCARTHUR.

I second the motion.

O. H. FRINK.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House file No. 325 was defeated.

WIREMAN MILLER.

I second the motion.

W. W. CORNWALL.

Mr. Van Houten asked that the Journal show that had he been present when the House passed the "Anti-Cigarette" bill he would have voted "aye."

Mr. Classen was excused until Monday and Messrs. Baker and Grote until Tuesday.

On motion of Mr. Gurley the House adjourned until 10 A. M. Monday.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Monday, March 9, 1896. }

House met pursuant to adjournment with Speaker Byers in the Chair.

The opening prayer was offered by Rev. J. C. R. Layton, of Des Moines.

The Journals of March 3, 4, 5, 6 and 7 were corrected and approved.

Messrs. Loomis and Ray were excused until to-morrow.

Mr. Miller of Buena Vista desired that the Journal show that had it been possible for him to have been present when House file No. 63 was passed he would have voted "aye."

PETITIONS AND MEMORIALS.

Messrs. Klemme, Perrott and Morrison of Keokuk presented petitions of citizens of their districts, asking for additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Tibbitts, Nietert and Gurley presented communications of various G. A. R. posts, containing answers to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Brinton presented remonstrance of citizens of Hamilton county, protesting against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Porter presented petition of citizens of his district asking for passage of Senate file No. 122.

Referred to Committee on Pharmacy.

Mr. Porter presented petition of Summer Post No. 398, G. A. R., asking for a memorial and art building.

Referred to Committee on Public Lands and Buildings.

Messrs. Nietert and Cornwall presented petitions of citizens of their districts asking for passage of the Berry-Allen bill.

Referred to Committee on Judiciary.

Mr. Gurley presented petition of citizens of Decatur county, asking for passage of Senate file No. 124.

Referred to Committee on Military.

Messrs. Wilson and McDowell presented petitions of citizens of their districts, asking for erection of a memorial and art building.

Referred to Committee on Public Lands and Buildings.

Mr. Morrison of Keokuk presented communication of A. H. Brunt, of Sigourney, Iowa, protesting against House file No 875.

Referred to Committee on Roads and Highways.

Mr. Cornwall presented petition of citizens of Clay county, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Cornwall presented petition of citizens of Palo Alto county, asking for a memorial and art building.

Referred to Committee on Public Lands and Buildings.

#### REPORTS OF COMMITTEES.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 302, a bill for an act to legalize the acts of S. R. Cross, a justice of the peace in and for Norway township, Winnebago county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 419, a bill for an act to repeal an act of chapter 104 of the laws of the Twenty-first General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 108, a bill for an act to amend chapter 85, acts of the Twenty-second General Assembly, in regard to the rights of aliens, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 426, a bill for an act to amend section 3, chapter 100 of the acts of the Sixteenth General Assembly, relating to mechanics' liens, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 414, a bill for an act to amend section 3721, Code of 1873, in respect to taking depositions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. FINCH,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 94, a bill for an act to punish persons guilty of furnishing libelous matter to newspapers, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Bailey, House file No. 455, a bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg National Military Park commission in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battle and siege of Vicksburg.

Read first and second time and referred to Committee on Military.

By Mr. Cornwall, House file No. 456, a bill for an act to repeal chapter 8 of the acts of the Fifteenth General Assembly, relating to the permanent survey of lands and the establishment of lost corners, and providing a substitute therefor.

Read first and second time and referred to Committee on Judiciary.

By Mr. Manahan, House file No. 457, a bill for an act to amend section 2, chapter 91 of the acts of the Twenty-fifth General Assembly, for the suppression of the Russian thistle.

Read first and second time and referred to Committee on Agriculture.

By Mr. Manahan, House file No. 458, a bill for an act to define and punish the crime of highway robbery.

Read first and second time and referred to Committee on Judiciary.

By Mr. Nolan, House file No. 459, a bill for an act to amend section 814, Code of 1873, entitled an act to relieve the debtor class of our state from the onerous and unjust burden of paying taxes on their mortgaged indebtedness.

Read first and second time and referred to Committee on Ways and Means.

By Mr. Thompson, House file No. 460, a bill for an act to amend section 7, chapter 66, acts of the Twenty-first General Assembly, relating to nuisances and the abatement thereof.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Mr. Edwards, House file No. 461, a bill for an act to repeal chapter 20, acts of the Twenty-fourth General Assembly, and to re-enact section 1718 of the Code of Iowa (being section 2825 of McClain's Code) relating to the election of sub-directors.

Read first and second time and referred to Committee on Elections.

Mr. Spaulding offered the following resolution, which was laid over under rule 34:

*Resolved*, That the Committee on Appropriations be and is hereby instructed to base its recommendations for our state institutions and other appropriations for all purposes on a state levy not to exceed  $2\frac{1}{4}$  mills on the dollar on the present valuation.

On request of Mr. Huntley, House file No. 198, a bill for an act to establish and maintain schools for the instruction and

training of teachers for the common schools, and to provide for the location of such schools, was made a special order for Thursday, March 12, at 11 A. M.

On motion of Mr. Garner, Senate file No. 286, a bill for an act to prohibit the sale and use of impure oil in coal mines and providing penalties for violation thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Garner moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bowen, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lowry, McCachran, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bell, Bird, Brady, Brinton, Dowell, Early, Evans, Grote, Haugen, Hinman, Hunt, Jackson, Jay, Ladd, Lambert, Lauder, Lavender, Loomis, McArthur, McDonald, McNulty, Merrell, Morrison of Grundy, Mullin, Perrott, Ray, Sullivan, Temple, Wells, Wheeler, Wilson, Wood—33.

So the bill passed and the title was agreed to.

On motion of Mr. Miller of Cherokee, House file No. 418, a bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate or change public highways through land owned by the state, on which state institutions are situated, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Miller of Cherokee moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McAchran, McDowell, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson—71.

The nays were:

Messrs. Jay, Power and Mr. Speaker—3.

Absent or not voting:

Messrs. Baker, Bell, Brady, Evans, Grote, Hauger, Hinman, Hunt, Jackson, Ladd, Lavender, Loomis, McArthur, McDonald, McNulty, Marti, Merrell, Morrison of Grundy, Mullin, Ray, Sullivan, Temple, Wells, Wheeler, Wood—25.

So the bill passed and the title was agreed to.

On motion of Mr. Cornwall, House file No. 211, a bill for an act to authorize cities and towns to change their form of indebtedness, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Cornwall moved to amend as follows:

Add to section 2 "such bonds shall run not to exceed twenty years and bear a rate of interest not to exceed 6 per cent, and no particular form of bond shall be required.

Adopted.

Mr. Cornwall moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Lowry, McAchran, McDowell, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller

of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Voelker, Watters, Whelan, Whittier, Williams, Mr. Speaker—68.

Mr. Cook voted in the negative.

Absent or not voting:

Messrs. Bailey, Baker, Bell, Brady, Evans, Grote, Haugen, Hinman, Hunt, Jackson, Ladd, Lambert, Lavender, Loomis, McArthur, McDonald, McNulty, Mahan, Merrell, Morrison of Grundy, Mullin, Ray, St. John, Sullivan, Temple, Weaver, Wells, Wheeler, Wilson, Wood—30.

So the bill passed and the title, as amended, was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 198, a bill for an act to repeal sections 1 and 4 of chapter 82 of the acts of the Fourteenth General Assembly, as amended by chapter 195 of the acts of the Twentieth General Assembly, in relation to dead bodies, and to enact a substitute therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 204, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of towns.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the Senate was asked:

Joint Resolution No. 11, to authorize the commissioners of the Iowa Soldiers' Home to admit Caroline Crocker Robinson to the Home as a member.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 341, a bill for an act to declare Spirit and Okoboji lakes, in Dickinson county, to be public navigable waters, and to provide for their preservation and improvement for navigation for the benefit of the public health and for the culture of fish therein.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Gurley, House file No. 359, a bill for an act to amend section 459 of the Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Gurley moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Byington, Chapman, Clark, Cornwall, Crow, Davis, Dowell, Early, Edwards, Funk, Garner, Good, Gurley, Hendershot, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, McAchran, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Nolan, Potter, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Weaver, Whelan, Whittier, Williams, Mr. Speaker—47.

The nays were:

Messrs. Brighton, Brinton, Classen, Cook, Doubleday, Frazee, Hazen, McDowell, Parker, Porter—10.

Absent or not voting:

Messrs. Allen, Baker, Bell, Brady, Evans, Finch, Frink, Griswold, Grote, Haugen, Hauger, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Ladd, Lavender, Loomis, Lowry, McArthur, McDonald, McNulty, Manahan, Marti, Merrell, Merriam, Miller of Warren, Morrison of Grundy, Mullin, Power, Ray, St. John, Sullivan, Temple, Voelker, Wells, Wheeler, Wilson, Wood—41.

So the bill having failed to receive a constitutional majority was declared to be lost.

On motion of Mr. McAchran, Senate file No. 32, a bill for an act to legalize the incorporation of the town of Pulaski, Davis county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. McAchran moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.



On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McAchran, McDowell, McQuin, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bell, Brady, Chapman, Cornwall, Early, Evans, Grote, Gurley, Hinman, Hunt, Jackson, Ladd, Lavender, Loomis, McArthur, McDonald, McNulty, Manahan, Mayne, Merrell, Morrison of Grundy, Mullin, Ray, St. John, Sullivan, Van Houten, Voelker, Wells, Wheeler, Wood—31.

So the bill passed and the title was agreed to.

On motion of Mr. Hendershot, Senate file No. 270, a bill for an act to legalize the incorporation of the town of Marysville, Marion county, Iowa, and to legalize the ordinances passed by said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hendershot moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Good, Griswold, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jay, Johnson of Webster, Klemme, Lauder, Lowry, McAchran, McDowell, McQuin, Manahan, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Mr. Speaker—66.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bell, Brady, Crow, Evans, Garner, Grote, Gurley, Haugen, Hinman, Hunt, Jackson, Johnston of Franklin, Ladd, Lambert, Lavender, Loomis, McArthur, McDonald, McNulty, Mayne, Merrell, Morrison of Grundy, Mullin, Nietert, Porter, Ray, St. John, Sullivan, Van Houten, Wells, Wheeler, Wood—33.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 104, a bill for an act to revise, amend and codify the statutes in relation to certain police regulations.

W. E. BULLARD,  
*Secretary.*

House file No. 347, a bill for an act to amend section 3809, Code of Iowa, relating to the compensation of township clerks, with the report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

On motion of Mr. Funk, Senate file No. 274, a bill for an act to legalize the incorporation of the town of Minnewaukon, Iowa, in the election of its officers, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Funk moved that the rule be suspended, and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Johnson of Webster, Klemme Lambert, Lauder, Lowry, McAchran, McDowell, McQuin, Manahan, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Potter,

Power, Prentis, Putnam, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bell, Brady, Evans, Grote, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lavender, Loomis, McArthur, McDonald, McNulty, Mayne, Merrell, Morrison of Grundy, Mullin, Porter, Ray, Spaulding, St. John, Sullivan, Van Houten, Wells, Wheeler, Wood—29.

So the bill passed and the title was agreed to.

House file No. 352, a bill for an act to prevent editors and publishers of newspapers and others publications from combining to fix rates of advertising and for other purposes, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Mr. Merrell was excused until Wednesday noon.

On motion of Mr. Smith, the House adjourned till 8 P. M. to-day.

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### EVENING SESSION.

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House met at 8 P. M., with Speaker Byers in the Chair.

House file No. 282, a bill for an act to provide uniform text books for the public schools of Iowa, and free text books at the option of the local boards, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 193, a bill for an act repealing sections 1766 and 1767 of the Code of Iowa, relative to the examination of teachers and the time of issuing certificates, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 382, a bill for an act to amend section 1144 of the Code of Iowa, relating to fire insurance companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 360, a bill for an act granting certain exemption from taxation to enlisted men from the State of Iowa between the fourteenth day of April, 1861, and the first day of May, 1865, who are not pensioners nor applicants therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 197, a bill for an act to amend chapter 47, acts of the Eighteenth General Assembly, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 328, a bill for an act providing for the extirpation of such weeds as are most injurious to the interests of the farming community of the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 426, a bill for an act to amend section 3, chapter 100, acts of the Sixteenth General Assembly, relating to mechanics' liens, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 324, a bill for an act to repeal section 3793, Code of 1873, and to enact a substitute therefor, relating to compensation of county treasurers, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 334, a bill for an act providing for farmers' institutes, the manner of maintaining and conducting the same, and to repeal chapter 58, acts of the Twenty-fourth General Assembly, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 138, a bill for an act to amend section 589 of the Code in reference to the election of clerks of the district courts, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No 386, a bill for an act to amend section 3800 of the Code of 1873, as amended by chapter 25 of the acts of the Sixteenth General Assembly, in relation to the compensation of county surveyors, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 315, a bill for an act providing for highway and street crossings over railways, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 375, a bill for an act relative to persons riding bicycles on the highways of this state when passing or overtaking any person or persons on said highways with horse or horses or other animals, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House File No. 242, a bill for an act to prevent combination as to rates for insurance by insurance companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 41, a bill for an act providing for the examination of private banks and other associations transacting a banking business, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 369, a bill for an act providing for the giving of bonds by abstracters of title, and for the making of abstracts of title, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 398, a bill for an act to amend section 1483 of the Code, relating to the care of insane, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 388, a bill for an act to provide for a uniform system of bookkeeping in county offices, and for the appointment of state examiners for county records, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 354, a bill for an act for the relief of James T. Ward, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 319, a bill for an act for the relief of the heirs of John Bryan, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 371, a bill for an act to provide for the drainage of highways, and to authorize the purchase or condemnation of the right of way over private property for the extension of highway drains, and for the payment of the cost of extending such drains, and to provide for the payment of the cost of such drains, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 216, a bill for an act to amend section 1922 of the Code of Iowa, and for the protection of married women, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 344, a bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly, relating to the practice of medicine, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 296, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, to prevent the spread of contagious diseases, and to regulate the practice of embalming, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 293, a bill for an act to provide for incinerating the remains of persons who die of contagious or infectious diseases, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 394, a bill for an act requiring incorporations to pay fees before being authorized to transact business in this state, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 144, a bill for an act to provide for the payment of the claim of Scott county against the State of Iowa for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Finch, House file No. 21, a bill for an act to revise, amend and codify the statutes relating to procedure to reserve, vacate or modify judgments, was made a special order for Monday, March 16, at 10 A. M.

On motion of Mr. Garner, Senate file No. 65, a bill for an act to prevent combinations between fire and other insurance companies insuring property, or between the officers, agents and employes of such companies, and to provide penalties for the violation thereof, was made a special order for Tuesday, March 17, at 11 A. M., and 200 extra copies were ordered printed.

On motion of Mr. Martin, House file No. 202, a bill for an act to provide for the government control, report and inspection of private banks, was made a special order for Thursday, March 12, at 10 A. M.

On motion of Mr. Ladd, House file No. 376, a bill for an act to provide for the better protection of members and beneficiaries of beneficiary organizations, was made a special order for Friday, March 13, at 10 A. M.

On motion of Mr. Dowell, House file No. 20, a bill for an act to revise, amend and codify the statutes in relation to attachments, garnishments, executions and supplementary proceedings, was made a special order for 10 A. M. Wednesday, March 18.

On motion of Mr. Weaver, House file No. 15, a bill for an act to revise, amend and codify the statutes in relation to the rights of property, was made a special order for Tuesday, March 17, at 10 A. M.

On motion of Mr. Dowell, House file No. 162, a bill for an act to amend section 1433 of the Code, relating to care of the insane, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Dowell moved to amend as follows:

Insert in section 1, after the word "following," the words "provided that."

Carried.

Mr. Prentis moved to amend as follows:

Amend by striking out in line 3 of section 1, the words "public patients who may be treated elsewhere than either of," and inserting in lieu thereof the words "insane or idiotic persons and all persons legally bound for the support of such persons who may be treated in any county asylum or poor house other than."

Adopted.

Mr. Porter moved to add after word "Iowa," the words "and amendments thereto."

Carried.

Mr. Dowell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frazee, Frink, Garner, Good, Griswold, Haugen, Hazen, Hendershot, Hinman, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, McArthur, McDowell, McNulty, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Watters, Weaver, Wells, Williams, Wilson, Mr. Speaker—61.

The nays were:

Messrs. Manahan, Nolan, Temple, Van Houten, Voelker, Whelan—6.

Absent or not voting:

Messrs. Allen, Baker, Bell, Chapman, Classen, Cornwall, Early, Evans, Funk, Grote, Gurley, Hauger, Hinkhouse, Hunt, Jay, Johnston of Franklin, Lauder, Loomis, Lowry, McDonald, McQuin, Mayne, Merrell, Mullin, Power, Ray, Sullivan, Wheeler, Whittier, Wood—32.

So the bill passed, and the title amended and agreed to.

On motion of Mr. Reed, House file No. 257, a bill for an act to establish and continue a chair of pedagogy in the State Agricultural College, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Reed moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bird, Brighton, Byington, Clark, Crow, Dowell, Finch, Garner, Hazen, Hendershot, Hinman, Huntley, Lavender, McArthur, Marti, Morrison of Keokuk, Perrott, Prentis, Reed, St. John, Temple, Van Houten, Voelker, Watters, Weaver, Whelan, Wilson, Mr. Speaker—28.



The nays were:

Messrs. Bailey, Bowen, Brinton, Cook, Davis, Doubleday, Edwards, Frink, Funk, Good, Griswold, Jackson, Johnson of Webster, Klemme, McAchran, McDowell, McNulty, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Nietert, Nolan, Parker, Scott, Smith, Spaulding, Thompson, Tibbitts, Williams—30.

Absent or not voting:

Messrs. Allen, Baker, Bell, Brady, Chapman, Classen, Cornwall, Early, Evans, Frazee, Grote, Gurley, Haugen, Hauger, Hinkhouse, Hunt, Jay, Johnston of Franklin, Ladd, Lambert, Lauder, Loomis, Lowry, McDonald, McQuin, Manahan, Mayne, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Porter, Potter, Power, Putnam, Ray, Sullivan, Wells, Wheeler, Whittier, Wood—41.

So the bill was lost.

The following motion to reconsider the vote just taken was filed:

MR. SPEAKER—I move to reconsider the vote whereby House file No. 257 failed to pass the House.

FRANK F. MERRIAM.

I second the motion.

W. B. MARTIN.

On motion of Mr. Garner, House file No. 132, a bill for an act providing for notice of intention to vote a school-house tax at the annual district meeting, and repealing section 2896 of McClain's Code, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Garner offered the following substitute for the bill:

A BILL

For an act to amend section 1778, chapter 9, title 12, of the Code of 1873.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That section 1778, chapter 9, title 12, of the Code of 1873, be amended by striking out all of said section after the word "fund" in the fifth line, and inserting the following in lieu thereof: At the annual sub-district meeting, the electors may vote to raise a greater amount of school-house tax than that voted by the electors of the district township at its last annual meeting; but the amount so voted in addition to the amount voted by the district township meeting shall not exceed in the aggregate the sum of 15 mills on the dollar; but no such tax shall be valid unless notice of intention to vote the same is included in the notice of the time and place of such meeting. The sum thus voted shall be certified forthwith

by the secretary of said sub-district meeting to the secretary of the district township and shall be levied by the board of supervisors only upon the property within the district.

The substitute was read the first and second time.

On motion of Mr. Martin, the substitute was committed to the Committee on School and Text Books

On motion of Mr. Davis, Senate file No. 845, a bill for an act to legalize the incorporation of the town of Cumberland, Cass county, Iowa, the election of its officers, its ordinances and all the acts of the town council, was taken up and considered.

Mr. Davis moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, DoweN, Edwards, Finch, Frazee, Frink, Funk, Good, Griswold, Haugen, Hazen, Hendershot, Hinman, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, McAchran, McArthur, McDowell, McNulty, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bell, Cornwall, Doubleday, Early, Evans, Garner, Grote, Gurley, Hauger, Hinkhouse, Hunt, Huntley, Jay, Johnston of Franklin, Lauder, Loomis, Lowry, McDonald, McQuin, Manahan, Mayre, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Power, Ray, Reed, Sullivan, Van Houten, Wheeler, Whittier, Wood—35.

So the bill passed and the title was agreed to.

On motion of Mr. Merriam, Senate file No. 295, a bill for an act to legalize the incorporation of the Manchester Cemetery company, of Manchester, Delaware county, Iowa, the acts of its officers in relation to continuation after expiration of limitation, and in relation to the purchase and sale of real estate, and the change by resolution in regard to the secretary acting as treasurer, instead of the sexton, as provided in the articles

of incorporation, with report of committee recommending passage as amended, was taken up, considered, and the amendment of the committee adopted.

Mr. Merriam moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Dowell, Edwards, Finch, Frink, Funk, Good, Griswold, Haugen, Hazen, Hendershot, Hinman, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, McAchran, McArthur, McDowell, McNulty, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nolan, Parker, Perrott, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—58.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bell, Chapman, Cornwall, Davis, Doubleday, Early, Evans, Frazee, Garner, Grote, Gurley, Hauger, Hinkhouse, Hunt, Huntley, Jay, Johnston of Franklin, Lauder, Loomis, Lowry, McDonald, McQuin, Manahan, Mayne, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Nietert, Porter, Potter, Power, Ray, Reed, Sullivan, Van Houten, Wheeler, Whittier, Wood—41.

So the bill passed and the title was agreed to.

On motion of Mr. Haugen, Senate file No. 302, a bill for an act to legalize the acts of S. R. Cross, a justice of the peace in and for Norway township, Winnebago county, Iowa, with report of committee recommending passage, was taken up considered, and the report of the committee adopted.

Mr. Haugen moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Dowell, Edwards, Finch, Frink, Funk, Garner, Good, Griswold, Haugen, Hazen, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, McArthur, McDowell,

McNulty, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nolan, Parker, Perrott, Prentis, Putnam, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bell, Chapman, Cornwall, Doubleday, Early, Evans, Frazee, Grote, Gurley, Hauger, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McQuin, Manahan, Mayne, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Nietert, Porter, Potter, Power, Ray, Reed, Scott, Sullivan, Van Houten, Wheeler, Whittier, Wood—42.

So the bill passed and the title was agreed to.

Mr. Hinman asked that chapter 8, title 13, of House file No. 14, which was considered by the Committee on Industrial Schools and reported back to the House, be recalled and transferred to the fourth division of the Code Revision Committee.

Granted.

Mr. Cook asked that chapter 7, title 13, of House file No. 14, which was considered by the Committee on School for the Feeble Minded and reported back to the House, be recalled and transferred to the fourth division of the Code Revision Committee.

Granted.

On motion of Mr. Spaulding, House file No. 297, a bill for an act to protect laborers in their right to work, was made a special order for Tuesday, March 17, at 11 A. M.

On motion of Mr. Weaver, House file No. 350, a bill for an act authorizing certain cities to establish a department of health, and defining its organized powers and duties, with report of committee recommending passage, was taken up, considered and the report of the Committee adopted.

Mr. Dowell moved to amend by striking out the word "fifteen" in section 4 and insert the word "twelve."

Carried.

Mr. Weaver moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Dowell, Edwards, Finch, Frink, Funk, Garner, Good, Griswold, Hazen, Hendershot, Hinman, Huntley, Jackson, Klemme, Ladd, Lambert, Lavender, McArthur, McDowell, McNulty, Marti, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Potter, Prentiss, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bell, Chapman, Cornwall, Doubleday, Early, Evans, Frazee, Grote, Gurley, Haugen, Hauger, Hinkhouse, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Loomis, Lowry, McAchran, McDonald, McQuin, Man-Mahan, Martin, Mayne, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Porter, Power, Putnam, Ray, Reed, Scott, Sullivan, Van Houten, Wheeler, Whittier, Wood—42.

So the bill passed and the title was agreed to.

On motion of Mr. McArthur, House file No. 322, a bill for an act to amend section 1550 of the Code, relating to contracts for payment for intoxicating liquors, be made a special order for Thursday, March 19, at 10 A. M.

On motion of Mr. Crow, House file No. 40, a bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa, be made a special order for Tuesday, March 17, at 11 A. M.

On motion of Mr. Watters, House file No. 382, a bill for an act to amend section 989 of the Code, relative to the drainage of surface waters from the highway, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Watters moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brady, Byington, Chapman, Clark, Classen, Crow, Davis, Dowell, Edwards, Frazee, Frink, Funk, Garner, Good, Griswold, Hendershot, Hinman, Huntley,

Jackson, Johnson of Webster, Klemme, Ladd, Lambert, McDowell, Marti, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Prentis, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Williams, Wilson, Mr. Speaker—52.

The nays were:

Messrs. Brinton, Finch, Haugen, Lavender, McNulty, Manahan, Temple—7.

Absent or not voting:

Messrs. Allen, Baker, Bell, Brighton, Cook, Cornwall, Doubleday, Early, Evans, Grote, Gurley, Hauger, Hazen, Hinkhouse, Hunt, Jay, Johnston of Franklin, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McQuin, Martin, Mayne, Merrell, Miller of Cherokee, Mullin, Porter, Potter, Power, Putnam, Ray, Reed, Scott, Sullivan, Wheeler, Whittier, Wood—40.

So the bill passed and the title was agreed to.

On motion of Mr. Smith, the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, March 10, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

Prayer was offered by Rev. O. H. L. Mason, of Marshalltown, Iowa.

The following certificate of election was read by the Clerk:

CERTIFICATE OF ELECTION.

STATE OF IOWA, }  
COUNTY OF LINN. }

GREETING: I E. L. Camp, county auditor within and for said county, do hereby certify that at a special election held in said county on the third day of March, A. D. 1896, David Brant was duly elected to the office of Representative of the Forty-eighth district in and for said county as appears from the official canvass of the returns in and for said county, made on the ninth day of March, A. D. 1896.

In witness whereof I have hereunto set my hand and official seal this ninth day of March, A. D. 1896.

[SEAL.]

E. L. CAMP,  
County Auditor.

Mr. Brant then subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully perform the duties of the office of Representative according to law and the best of my ability.

PETITIONS AND MEMORIALS.

Messrs. Potter, Spaulding, Finch, Morrison of Keokuk, Whelan, Brady, Wells, Hinman and Good presented petitions of citizens of their respective districts, asking for additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Grote, McDowell, Morrison of Grundy, Clark and Merriam presented petitions of citizens of their districts, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Van Houten presented communication of auditor of Taylor county, in reference to the care of insane in the county poor farm.

Referred to Committee on Hospital for Insane.

Mr. Good presented remonstrance of citizens of his county against establishment of independent township school districts.

Referred to Committee on County and Township Organization.

Mr. Classen presented communication of G. A. R. Post No. 490, of Albion, Iowa, in reference to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Power presented petition of citizens of his district asking for passage of the Berry-Allen bill.

Referred to Committee on Insurance.

Mr. Spaulding presented petition of auditor of Floyd county, relative to cure of insane in poor house.

Referred to Committee on Hospital for Insane.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 292, a bill for an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.

W. E. BULLARD,  
*Secretary*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 224, a bill for an act to legalize the incorporation of the town of Mitchell, Iowa, and the ordinances and acts of the municipal officers thereof

W. E. BULLARD,  
*Secretary*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House concurrent resolution relating to pooling.

W. E. BULLARD,  
*Secretary*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:



House file No. 80, a bill for an act to legalize the acts of J. H. Ellsworth, of Clayton county, Iowa, as notary public.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 376, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, the election of its officers, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 371, a bill for an act to legalize certain taxes levied by counties, pursuant to chapter 200, acts of the Twentieth General Assembly, as amended by chapter 22, acts of the Twenty-fifth General Assembly.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of its officers, and all the official acts done and ordinances passed by the council of said town, not in contravention with the laws of the State of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 375, a bill for an act to legalize the incorporation of New Vienna, Dubuque county, Iowa, and the election of its officers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 373, a bill for an act relating to certain additional justices of the peace and constables, and legalizing their official acts, etc.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 374, a bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, the election of its officers, etc.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 22, a bill for an act to authorize the transfer of county road funds to the county fund and county bridge fund.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 330, a bill for an act authorizing counties, cities, townships and other municipal corporations to take and hold property by gift and bequest and providing for the management of the same.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended title and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 232, a bill for an act to amend section 2, chapter 99, of the acts of the Twenty-fifth General Assembly.

W. E. BULLARD,

*Secretary.*

#### REPORTS OF COMMITTEES.

Mr. Finch, from the Committee on Third Division of Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, Third Division, to whom was referred House file No. 22, a bill for an act to revise, amend and codify the statutes in relation to procedure in particular cases, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

Chapter 3, page 803 of actions for the forcible entry or detention of real property.

On page 803, section 7, line 1, after the word "pleading" insert the following: "If in justice court" and add to the end of said section "if in district or superior courts the same time as is required in ordinary actions."

On page 803, section 8, line 1, after the word "made" insert "in justice court."

On page 804, section 9, line 1, after the word "action" insert "if in justice court."

On page 804, section 9, line 1, strike out the word "and" and insert the word "but."

Chapter 7, page 810, of the foreclosure of mortgages.

On page 811, section 13, strike out lines 1 to 7, inclusive, and insert the following in lieu thereof: "Where chattel property is pledged for security for an indebtedness, unless provision is made by an agreement in writing therefor to the contrary, the same may be sold by the pledgee for the nonpayment of said indebtedness, after maturity thereof, by giving written notice of sale to pledgor or any purchaser or assignee of the property, or any part thereof, of which the pledgee has written notice. Said notice of sale shall contain a full and accurate description of the property; also the date, amount and maturity of the said indebtedness and that said property will be sold to satisfy the same; also state the day, hour and place of sale, which may be in the county of the pledgee's residence. Said notice may be served upon said pledgor, purchaser or assignee if residents of the State of Iowa, and said residence is known to pledgee, in the same manner as an original notice, at least ten days before the sale. If either or all are non-residents of Iowa, or the residence of either is unknown to the pledgee, said notice may be served upon persons by posting in three public places of the township of the pledgor's residence (if known), at the time said property was pledged; but if not known then said notice may be served by posting in three public places of the township of the pledgee's residence."

Chapter 16, of habeas corpus.

On page 827, section 13, strike out section 13 and insert the following in lieu thereof: "Sec. 13. Said writ shall be served and returned in the same manner as original notices."

P. FINCH,  
*Chairman.*

Ordered passed on file.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred title No. 4 of the proposed Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

That the word "sub-structures" be inserted before the word "super-structure" in the sixth and seventh lines, in section 15, chapter 2.

Also that the word "or" in the fourth line of section 25, between the words "board" and "supervisors," be changed to "of."

Also that the word "post" in the second line of section 26, between the words "army" and "therein," be changed to "posts."

Also that the words "or other permanent monuments" in section 3, chapter 8, be inserted between the words "stones" and "placed," and the words at the end of the line, "or by mounds," be stricken out.

Also in section 4, line 3, between the words "interior" and "shall" that the words "copies of which shall be furnished by the county" be inserted.

Also that the word "may" in section 6, line 2, be stricken out and the word "shall" be inserted in lieu thereof.

Also that the words "and all evidence so taken shall be entered in his record" be inserted at the end of line 3, section 9.

Also that the words "town or" be inserted before the words "city clerk" and the words "city council" in chapter 10, section 11, line 2.

Also that the word "one" in section 33, line 4, be stricken out and the word "two" be inserted in lieu thereof.

J. B. CLASSEN,  
*Chairman.*

Ordered passed on file.

#### REPORT OF COMMITTEE.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate file No. 116, a bill for an act to amend section 969, 975, 981, 987 and 996 of the Code, relative to the meeting of township trustees for settlement with road supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 101, a bill for an act to legalize the incorporation and acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 79, a bill for an act to authorize kindergartens in independent school districts.

W. E. HAUGER  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 245, a bill for an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 440, a bill for an act to legalize the organization and official proceedings of the independent school district of Cooper, in Green county, Iowa.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent actions of the councils of said town.

W. E. HAUGER,  
*Chairman.*

#### REPORTS OF COMMITTEES.

Mr. Brighton, from the Committee on Constitutional Amendments, submitted the following report.

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 7, a joint resolution providing for the amendment of the constitution relative to the jurisdiction of justices of the peace, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

*Resolved*, further, That the foregoing proposed amendment be, and the same is hereby referred to the Legislature to be chosen at the next general election for members of the next General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election, as provided by law.

And when so amended that the same be returned to the House without recommendation.

HENRY H. BRIGHTON,  
*Chairman.*

Ordered passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 277, a bill for an act to compensate H. H. Jelly for injuries

received while in the employ of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out of line 3 in section 1 the words "five thousand" and inserting the words "two thousand five hundred" in lieu thereof.

Also by striking out of line 3 in section 1 the word "partial" and inserting the word "full" in lieu thereof.

And that when so amended the same do pass.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

Mr. McArthur called up the resolution in reference to the pardon of C. P. Wells, and moved it be adopted.

Mr. Klemme moved the previous question.

Carried.

Messrs. McArthur and Cornwall demanded the yeas and nays on the motion of Mr. McArthur, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bird, Brighton, Chapman, Clark, Classen, Davis, Early, Grote, Haugen, Huntley, Jay, Ladd, Loomis, Lowry, McArthur, McQuin, Manahan, Miller of Warren, Morrison of Keokuk, Mullin, Prentis, Reed, Temple, Voelker, Weaver, Wells, Wood—28.

The nays were:

Messrs. Bowen, Brady, Brant, Brinton, Byington, Cook, Cornwall, Crow, Doubleday, Dowell, Edwards, Finch, Frazee, Frink, Garner, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, McCachran, McDowell, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Nietert, Parker, Perrott, Potter, Power, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Watters, Whelan, Williams, Wilson, Mr. Speaker—58.

Absent or not voting:

Messrs. Bailey, Baker, Bell, Evans, Funk, Hunt, McDonald, McNulty, Merrell, Nolan, Porter, Sullivan, Wheeler, Whittier—14.

So the resolution was lost.

On motion of Mr. Hauger, House file No. 247, a bill for an act to regulate the assessment of negotiable paper, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Hauger moved that the report of the committee be non-concurred in.

The "yeas" and "nays" were demanded on this question, and resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bird, Brady, Crow, Davis, Frazee, Frink, Grote, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Lauder, McArthur, McDowell, Martin, Miller of Cherokee, Morrison of Grundy, Mullin, Nolan, Parker, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—38.

The nays were:

Messrs. Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Davis, Early, Edwards, Finch, Funk, Good, Gurley, Hazen, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lowry, McAchran, Marti, Mayne, Merriam, Miller of Buena Vista, Morrison of Keokuk, Nietert, Perrott, Porter, Potter, Power, Smith, Temple, Thompson, Tibbitts—39.

Absent or not voting:

Messrs. Allen, Baker, Bell, Bowen, Cook, Doubleday, Dowell, Evans, Garner, Griswold, Haugen, Hunt, Lavender, Loomis, McDonald, McNulty, McQuin, Manahan, Merrell, Miller of Warren, St. John, Sullivan, Wheeler—23.

So the motion was lost and the bill was declared indefinitely postponed.

Mr. Martin called up the motion to reconsider the vote on substitute for Senate file No. 7.

Mr. Morrison of Grundy moved that the motion be tabled.

Carried.

Mr. Weaver called up the motion to reconsider the vote on Senate file No. 347, and moved that it be tabled.

Carried.

On motion of Mr. McArthur, House file No. 289, a bill for an act to amend section 1074 of the Code, relating to forfeiture of corporate franchises, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. McArthur moved that the rule be suspended and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—78.

Mr. Tibbitts voted in the negative.

Absent or not voting:

Messrs. Baker, Bell, Bowen, Cook, Dowell, Early, Edwards, Evans, Griswold, Haugen, Hunt, Jackson, Ladd, Lambert, Lavender, McDonald, McNulty, Merrell, Morrison of Grundy, Porter, Reed, St. John, Sullivan, Temple, Wheeler, Wood—26.

So the bill passed and the title was agreed to.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 111, a bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devises and bequests made thereto absolutely or in trust for specific purposes.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 278, a bill for an act to legalize the issuing of certain warrants on the general fund and certain funding and refunding bonds by the city of Ottumwa, Iowa.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*



Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 113, a bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, in relation to public libraries.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 79, a bill for an act to authorize kindergartens in independent school districts.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 440, a bill for an act to legalize the organization and official proceedings of the independent school district of Cooper, Greene county, Iowa.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 245, a bill for an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 101, a bill for an act to legalize the incorporation and the acts of the members and trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 209, a bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent actions of the councils of said town.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

On motion of Mr. Lauder, House file No. 248, a bill for an act to amend sections 2 and 3, chapter 69, acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided for in said act, and to extend the term of the present, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Porter moved to amend as follows:

Strike out all after the enacting clause and insert the following: "That the term of L. G. Kinne be extended one year."

Lost.

Mr. Lauder moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hendershot, Johnson of Webster, Johnston of Franklin, Klemme, Lidd, Lambert, Lauder, Loomis, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bird, Bowen, Chapman, Davis, Dowell, Early, Edwards, Evans, Griswold, Haugen, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Lavender, McDonald, Marti, Merrell, Miller of Cherokee, Morrison of Grundy,

Nolan, Porter, Potter, Power, Reed, St. John, Sullivan, Wheeler, Wilson—33.

So the bill passed and the title was agreed to.

The Speaker signed in the presence of the House, the following bills: House files Nos. 79, 440, 245, 209 and 101.

On motion of Mr. Voelker, House file No. 331, a bill for an act to authorize cities acting under special charter to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Voelker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Brant, Byington, Chapman, Crow, Doubleday, Frazee, Funk, Garner, Hendershot, Hinkhouse, Hinman, Jay, Johnston of Franklin, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Prentis, Scott, Smith, Thompson, Tibbitts, Voelker, Wells, Whelan, Whittier, Wood, Mr. Speaker—41.

The nays were:

Messrs. Allen, Bailey, Bell, Brighton, Clark, Classen, Finch, Frink, Good, Hazen, Johnson of Webster, Merriam, Miller of Buena Vista, Perrott, Porter, Ray, Reed, Spaulding, Temple, Van Houten, Watters, Williams, Wilson—23.

Absent or not voting:

Messrs. Baker, Bird, Bowen, Brady, Brinton, Cook, Cornwall, Davis, Dowell, Early, Edwards, Evans, Griswold, Grote, Gurley, Haugen, Hauger, Hunt, Huntley, Jackson, Klemme, Ladd, Lavender, McDonald, Mayne, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Potter, Power, Prentis, St. John, Sullivan, Weaver, Wheeler—36.

So the bill having failed to receive a constitutional majority was declared lost.

On motion of Mr. Finch, House file No. 119, a bill for an act to amend chapter 91, acts of the Twenty-fifth General Assembly, relating to the extermination of Russian thistles, with report of committee recommending passage as amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bowen, Brinton, Davis, Early, Edwards, Evans, Gurley, Haugen, Hunt, Jackson, Ladd, Lauder, Lavender, McDonald, Manahan, Mayne, Merrell, Merriam, Porter, Potter, Putnam, St. John, Sullivan, Weaver, Wheeler—26.

So the bill passed and the title was agreed to.

On motion of Mr. Ray, House file No. 376, a bill for an act to amend section 1717 of the Code, as amended by the acts of the Nineteenth General Assembly, in chapter 51, relating to powers of electors at the annual district township meeting, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Ray moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brighton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam.

Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bowen, Brant, Brinton, Cook, Davis, Early, Evans, Gurley, Haugen, Hinkhouse, Hunt, Ladd, Lavender, McDonald, Manahan, Merrell, Putnam, St. John, Sullivan, Van Houten, Voelker, Watters, Wheeler—24.

So the bill passed and the title amended and agreed to.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote whereby House file No. 331 was lost.

A. L. WOOD.

I second the motion.

C. R. PORTER.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 24, a bill for an act requiring that juvenile prisoners be kept apart from older offenders.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 162, a bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Classen, Senate file No. 238, a bill for an act to legalize certain ordinances of the incorporated town of Le Grand, Marshall county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Classen moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frink, Funk, Garner, Good, Griswold, Hauger, Hazen, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Lambert, Loomis, Lowry, McAchran, McDowell, McNulty, McQuin, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Voelker, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Baker, Bell, Bowen, Brinton, Early, Evans, Frazee, Grote, Gurley, Haugen, Hendershot, Hinkhouse, Hinman, Hunt, Klemme, Ladd, Lauder, Lavender, McArthur, McDonald, Manahan, Mayne, Merrell, Porter, Putnam, St. John; Sullivan, Van Houten, Watters, Weaver, Wheeler, Wood—32.

So the bill passed and the title was agreed to.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote whereby substitute for House file No. 132 was recommitted.

J. A. GARNER

I second the motion.

J. F. REED.

Mr. Tibbitts was excused until Friday.

On motion of Mr. Spaulding, the House adjourned until 9 A. M. Thursday.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Thursday, March 12, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer by Rev. J. C. Hall, pastor of the M. E. church at Fontanelle, Iowa.

#### PETITIONS AND MEMORIALS.

Mr. Wood presented remonstrance of citizens of Madison county against House file No. 375.

Referred to Committee on Roads and Highways.

Messrs. Morrison of Grundy, Nietert and Parker presented communications of various G. A. R. Posts of their respective counties in reference to questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Good, Morrison of Keokuk, Manahan, Martin and Lauder presented petitions of citizens of their respective counties, asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Whelan presented petition of citizens of Dickinson county, asking passage of Senate file No. 341.

Referred to Committee on Fish and Game.

Messrs. Frazee and Marti presented petitions of citizens of their respective counties, asking passage of House file No. 325.

Referred to Committee on Ways and Means.

Mr. Nietert presented petition of citizens of Linn county, asking passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Martin presented petition of citizens of Adair county, asking for the state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Hinman presented remonstrance of citizens of Wright county against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Parker presented communication of the auditor of Mills county, in reference to the care of insane in county poor house.

Referred to Committee on Hospital for Insane.

Mr. Klemme presented petition of G. A. R. Post No. 168, of Decorah, Iowa, asking for a memorial and art building.

Referred to Committee on Public Lands and Buildings.

Mr. Baker presented petition of citizens of Scott county asking for the erection of an Iowa manufacturers' building on the state fair grounds.

Referred to Committee on Agriculture.

Mr. Brighton presented resolutions of the Jefferson County Farmers' club in reference to levying a tax for the State University.

Referred to Committee on Appropriations.

Mr. Gurley presented remonstrance of citizens of Decatur county against the passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Brinton presented remonstrance of citizens of Hamilton county against an extra session.

Referred to Committee on Code Revision.

Mr. Wood offered the following petition which was referred to the Committee on Code Revision:

*To the Legislature:*

We desire to invite your attention to matters of great interest to the citizens of Iowa.

A large number of bills have been introduced in both Houses, occupying much time and attention of the committees and of the houses when in session. With very few exceptions these bills are being reported with recommendations to indefinitely postpone them.

The report of the Code Commission is also in the hands of different committees of each House, and occasionally the newspapers show some action taken by one House or the other on certain chapters or titles.

It is being claimed that it will be necessary to have an extra session of the Legislature to complete the Code, besides considering the multitude of bills.

We, therefore, firmly protest against any extra session, as in our opinion, needless, and earnestly request that the remainder of the session be devoted to the Code and the needful appropriation bills, and that the session be continued until the Code is completed.

#### REPORTS OF COMMITTEES.

Mr. Johnston, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 123, a bill for an act to amend sections 14 and 22 of chapter



33 of the acts of the Twenty-fourth General Assembly, in regard to the form and preparation of ballots of elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 110, a bill for an act to amend sections 7, 8, 13, 14, 15 and 25 of chapter 93 of the laws of the Twenty-fourth General Assembly, relative to the printing and distributing of ballots at public expense, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 129, a bill for an act to amend sections 14 and 22 of chapter 33, acts of the Twenty-fourth General Assembly, in relation to the manner of holding elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Mr. Bowen, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate file No. 23, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, to prevent the spread of contagious diseases and to regulate the practice of embalming and providing penalties for the violation thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 276, a bill for an act to amend chapter 185 of the acts of the Twentieth General Assembly, regulating the sale of petroleum and its products, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with

the recommendation that the same be amended by striking out all of the bill from the word "amended" in line 2 of section 1 to the word "by" in line 1 of section 2, and when so amended that the bill do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 441, a bill for an act to amend section 8 of chapter 17, of the acts of the Twenty-second General Assembly, changing the form of city bonds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 367, a bill for an act to enable cities organized under special charter to issue bonds for the paving of streets and alley intersections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 443, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, the election of its officers, and all the acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 444, a bill for an act regulating the hours within which children under 15 years of age may lawfully be upon the streets of cities, towns and villages, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred substitute for Senate file No. 19, a bill for an act authorizing cities of the first class to lay sidewalks in said cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa.

W. E. HAUGER  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 80, a bill for an act to legalize the acts of J. H. Ellsworth, of Clayton county, as a notary public.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 292, a bill for an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 11, to authorize the commissioners of the Iowa Soldiers' Home to admit Caroline Crocker Robinson to the home as a member.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 44, an act to legalize the organization of the independent school district of Cooper, in Greene county, Iowa.

W. E. HAUGER,  
*Chairman.*

March 10, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 101, an act to legalize the Incorporation and the acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa.

W. E. HAUGER,  
*Chairman.*

March 10, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 209, an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent actions of the councils of said town.

W. E. HAUGER,  
*Chairman.*

March 10, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 245, an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 79, an act to authorize kindergartens in independent school districts.

W. E. HAUGER,  
*Chairman.*

March 10, 1896.

#### REPORTS OF COMMITTEES.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 366, a bill for an act to repeal sections 1, 2 and 3 of chapter

50 of the acts of the Twenty-fourth General Assembly in relation to adulterated milk, skimmed milk, cheese and butter, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 389, a bill for an act to repeal part of section 4 of the Nineteenth General Assembly, and chapter 52 of the acts of the Twenty-first General Assembly and chapter 98 of the acts of the Twenty-second General Assembly, and sections 4, 5, 6, 7 and 8 of chapter 50, acts of the Twenty-fourth General Assembly, all relating to the state dairy commissioner and dairy products, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 449, a bill for an act to prevent discrimination by fire insurance companies or their agents by rebating any part of the premiums charged or commissions allowed, and for limiting the expense of procuring the business, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 113, a bill for an act to amend section 589 of the Code, in reference to the election of clerk of the district court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to Committee on Elections.

W. W. CORNWALL,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 417, a bill for an act to regulate the making of mortgages,

beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Johnston, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 147, a bill for an act to amend chapter 33 of the acts of the Twenty-fourth General Assembly, and to provide further for the submission of public measures to vote of the people and method of petition by the voters, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation; except that said bill be amended by striking out the following words in the fifth section thereof: "Also that said section 14 of said chapter be amended by striking out the following words after the word 'height,' in the twenty-ninth line, to-wit: And a circle one-half inch in diameter should be printed at the beginning of the line in which such such appellation or title was printed."

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Dowell, House file No. 462, a bill for an act to require hotel and lodging house keepers to provide fire escapes for guests and employees.

Read first and second time and referred to Committee on Judiciary.

By Mr. Hendershot, House file No. 463, a bill for an act to legalize the bonds of the waterworks company of Pella, Marion county, Iowa.

Read first and second time and referred to Committee on Judiciary.

By Mr. Miller of Warren, House file No. 464, a bill for an act to amend section 2077 of the Code, relating to railroads and other common carriers.

Read first and second time and referred to Committee on Military.

By Mr. Whelan, House file No. 465, a bill for an act to appropriate funds for the support of the fish commission.

Read first and second time and referred to Committee on Appropriations.

## SENATE MESSAGES.

Senate file No. 162, a bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties, was read first and second time and referred to Committee on Judiciary.

Senate file No. 24, a bill for an act to require that juvenile prisoners be kept apart from older offenders, was read first and second time and placed on file.

Senate file No. 376, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, the election of its officers, etc., was read first and second time and referred to Committee on Judiciary.

Senate file No. 371, a bill for an act to legalize certain taxes levied by counties, pursuant to chapter 200, acts of the Twentieth General Assembly, as amended by chapter 22, acts of the Twenty-fifth General Assembly, was read first and second time and referred to Committee on Judiciary.

Senate file No. 378, a bill for an act relating to certain additional justices of the peace and constables, and legalizing their official acts, etc., was read first and second time and referred to Committee on Judiciary.

Senate file No. 374, a bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, the election of its officers, etc., was read first and second time and referred to Committee on Judiciary.

Senate file No. 380, a bill for an act authorizing counties, cities, townships and other municipal corporations to take and hold property by gift and bequest and providing for the management of the same, was read first and second time and referred to Committee on Municipal Corporations.

Senate file No. 22, a bill for an act to authorize the transfer of county road funds to the county fund and county bridge fund, was read first and second time and referred to Committee on Roads and Highways.

Senate file No. 375, a bill for an act to legalize the incorporation of New Vienna, Dubuque county, Iowa, and the election of its officers, was read first and second time and referred to Committee on Judiciary.

Senate file No. 189, a bill for an act to repeal sections 1 and 4 of chapter 82 of the acts of the Fourteenth General Assembly, as amended by chapter 195 of the acts of the Twentieth General Assembly, in relation to the dissection of dead bodies,

and to enact a substitute therefor, was read first and second time and referred to Committee on Public Health.

Senate file No. 104, a bill for an act to revise, amend and codify the statutes in relation to certain police regulations, was read first and second time and referred to Committee on Mines and Mining.

Senate file No. 841, a bill for an act to declare Spirit and Okoboji lakes, in Dickinson county, to be public and navigable waters and to provide for their preservation and improvement for navigation for the benefit of the public health and the culture of fish therein, was read first and second time and referred to Committee on Appropriations.

Senate file No. 204, a bill for an act to authorize incorporated towns and cities of the second class to issue and negotiate bonds to procure funds to pay outstanding warrants and negotiable instruments, was read first and second time and referred to Committee on Cities and Towns.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 1, a bill for an act defining fraternal beneficiary societies, orders or associations, and regulating the same.

W. E. BULLARD,  
*Secretary.*

The bill was read the first and second time and referred to Committee on Judiciary, to be reported back Saturday.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 317, a bill for an act to amend section 3061 of the Code, relating to a rate of interest on judgments where a stay of execution is taken.

W. E. BULLARD,  
*Secretary.*

The bill was read first and second time and referred to the Committee on Judiciary.

Mr. Dowell called up Senate amendments to House file No. 372 and moved that the House concur.

On the question, "Shall the House concur?" the yeas were: Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Byington, Clark, Classen, Cornwall, Crow, Davis.



Doubleday, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McDonald, McDowell, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Reed, Scott, St. John, Temple, Thompson, Voelker, Watters, Whelan, Whittier, Williams, Wilson, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brinton, Chapman, Cook, Dowell, Early, Evans, Haugen, Hazen, Hinkhouse, Hinman, Jay, Lambert, Lowry, McNulty, McQuin, Power, Ray, Smith, Spaulding, Sullivan, Tibbitts, Van Houten, Weaver, Wells, Wheeler, Wood—27.

So the House concurred.

Mr. Merrell arose to a question of personal privilege in regard to an article published in the Iowa State Register on March 7, in reference to his action in the passage of Senate file No. 347. Also to explain his action in the House in reference to same subject.

Mr. Weaver offered the following and asked that it be made part of the record:

WAPELLO, IOWA, March 9, 1896.

*Hon. H. O. Weaver and other members of the Twenty-sixth General Assembly of Iowa:*

We, the members of the city council of the city of Wapello, wish to assure you that in passing the ordinance by which the Wapello Electric Light and Power company was given permission to construct and operate in our city an electric light plant, we did not grant an exclusive franchise, nor assume to give an exclusive franchise even for a term of years.

Our council meetings were all held in the city hall and in the council room; they were always open to the public, and our citizens were frequently in attendance on these meetings.

The statement made to the Legislature that the council held a "mid-night meeting in the office of the proprietor, or projector of the enterprise" is untrue in fact.

We have had the endorsement of nearly every citizen in the city of Wapello in this work; in fact, but one man has seen anything in the work to condemn.

We respectfully ask that the legalizing act may be speedily passed and confirmed.

C. J. IVES, Mayor.  
HORACE BEANE.  
R. E. ARCHIBALD.  
CHAS. RUTHERBURG.  
L. C. WOVENELL.  
C. L. BUTLER.  
E. R. TILLMAN.

The House here took up House file No. 77, a bill for an act to create and regulate public warehouses, and the warehousing shipping, weighing and inspection of grain, which was set for 10 A. M. to-day.

Mr. McDonald moved to amend as follows:

Amend section 2 by inserting after the word "warehouse" in the first line thereof the following: "Having a storage capacity of 50,000 bushels and upwards."

Carried.

Mr. Morrison of Grundy offered the following substitute for section 1:

SECTION 1. That all elevators or warehouses of a capacity of 50,000 bushels or more, in which grain is stored for a consideration, whether such grain is stored in separate lots or in bulk, and all other warehouses in which other kinds of property are stored for a consideration, are declared to be public warehouses.

Adopted.

Mr. St. John moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bowen, Brady, Brant, Clark, Classen, Cook, Cornwall, Crow, Davis, Early, Finch, Frink, Good, Griswold, Huntley, Johnson of Webster, Ladd, Lavender, McDonald, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Potter, Prentis, Putnam, Ray, Reed, Scott, St. John, Temple, Thompson, Watters, Whelan, Williams, Wood, Mr. Speaker—43.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Brinton, Byington, Doubleday, Edwards, Frazee, Funk, Gurley, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Lowry, McAchran, McDowell, McQuin, Manahan, Merrell, Miller of Warren, Miller of Cherokee, McMullin—27.

Absent or not voting:

Messrs. Bird, Brighton, Byington, Chapman, Dowell, Evans, Garner, Grote, Haugen, Hauger, Hazen, Lambert, Lauder, Loomis, McArthur, McNulty, Perrott, Porter, Power, Smith, Spaulding, Sullivan, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler, Whittier, Wilson—31.

So the bill having failed to receive a constitutional majority was declared lost

The following explanation of vote was submitted:

MR. SPEAKER—It is my experience that all such attempts to benefit farmers have been disastrous to them.

O. E. DOUBLEDAY.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 188, a bill for an act to levy a tax to provide for the erection of necessary buildings for the State University of Iowa.

W. E. BULLARD,  
*Secretary.*

Mr. Byington called up Senate amendments to the substitute for House file No. 188 and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Byington, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Frazee, Funk, Griswold, Grote, Gurley, Haugen, Hauger, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Mullin, Nietert, Nolan, Parker, Porter, Prentis, Ray, Reed, St. John, Temple, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—66.

The nays were:

Messrs. Early, Finch, Hazen, Johnson of Webster, Klemme, Morrison of Grundy, Morrison of Keokuk, Perrott, Scott, Thompson, Williams—12.

Absent or not voting:

Messrs. Brighton, Chapman, Clark, Cook, Evans, Frink, Garner, Good, Hendershot, Hinman, Ladd, McNulty, Manahan,

Miller of Cherokee, Potter, Power, Putnam, Smith, Spaulding, Sullivan, Tibbitts, Van Houten—22.

So the House concurred.

On request of Mr. Bowen, House file No. 267 was referred back to the Committee on Public Health, and was allowed to retain its place on the Calendar.

On request of Mr. Nietert, House file No. 222 was made a special order for Thursday, March 19, at 10 A. M.

Mr. Nolan called up the motion to reconsider the vote on House file No. 331, which was then carried.

By unanimous consent the amendment of the committee was withdrawn on request of Mr. Voelker.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bird, Bowen, Brady, Brant, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Reed, Scott, Temple, Thompson, Voelker, Wells, Whelan, Whittier, Wilson, Wood, Mr. Speaker—70.

The nays were:

Messrs. Brighton, Hauger, Morrison of Grundy, Mullin, Ray, Van Houten, Watters, Williams—8.

Absent or not voting:

Messrs. Allen, Bell, Clark, Evans, Frink, Good, Hazen, Jay, McNulty, Manahan, Merrell, Miller of Cherokee, Parker, Power, Putnam, Smith, Spaulding, St. John, Sullivan, Tibbitts, Weaver, Wheeler—22.

So the bill passed and the title was agreed to.

On request of Mr. McDonald, House file No. 396, a bill for an act to repeal section 1740 of the Code of Iowa, and to enact a substitute therefor, relative to the duties of the president of school boards, was made a special order for Saturday, March 14, at 9 A. M.

House file No. 301, a bill for an act to permit the replatting of private cemeteries by the owners thereof, with report of committee recommending it be indefinitely postponed, was

taken up, considered, and the report of the committee adopted.

On motion of Mr. Lavender, House file No. 811, a bill for an act to amend section 2276 of the Code as amended by chapter 70 of the laws of the Twenty-second General Assembly, authorizing guardians of insane persons to mortgage the real estate of their wards, with report of committee recommending amendments, and when so amended that same do pass, was taken up, considered and the amendments of the committee adopted.

Mr. Lavender moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Scott, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Dowell, Evans, Grote, Jackson, Ladd, Lauder, Marti, Miller of Cherokee, Putnam, Reed, Smith, Sullivan, Tibbitts, Weaver, Wheeler, Wilson—16.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 163, a bill for an act to amend section 3908 of the Code of 1873, relating to embezzlement by public officers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House was asked:

Senate file No. 170, a bill for an act regulating fees for the incorporation and the increase in capital stock of companies and corporations in the State of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked;

House file No. 47, a bill for an act to repeal section 2580 of the Code and enact a substitute therefor, relating to the venue and change thereof in actions aided by attachments.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 133, a bill for an act to repeal section 963 of the Code of 1873, relating to costs on appeal in establishing highways and to enact a substitute therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill in which the concurrence of the Senate was asked:

House file No. 90, a bill for an act to amend section 3814 as amended by the Sixteenth General Assembly, chapter 62, relating to witness fees.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked.

House file No. 39, a bill for an act repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Cornwall, House file No. 362, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding the indebtedness of cities and towns, was referred to Committee on Municipal Corporations.

On motion of Mr. Lavender, House file No. 337, a bill for an act to amend chapter 167, acts of the Nineteenth General Assembly, as amended by chapter 22, acts of the Twenty-third General Assembly, and by chapter 36, acts of the Twenty-fifth General Assembly, providing for the issue of additional kinds of certificates and diplomas, and directing more clearly the manner in which a certificate or a diploma may be revoked by the state educational board of examiners, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hauger moved to amend as follows:

In section 1, line 4, strike out the word "equivalent" and insert the word "similar."

Lost.

Mr. Lavender moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Messrs. Edwards, Evans, Haugen, Hunt, Jackson, Lambert, Miller of Cherokee, Putnam, Smith, Sullivan, Tibbitts, Weaver—12.

So the bill passed and the title was amended and agreed to.

On motion of Mr. Doubleday, House file No. 244, a bill for an act to indemnify counties for money advanced to support indigent persons by the overseer of the poor in certain cases, with report of committee recommending passage with amendments, was taken up, considered and the amendments of the committee adopted.

Mr. Doubleday moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Klemme, Lauder, Loomis, Lowry, McCachran, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Potter, Power, Prentis, Scott, Spaulding, Temple, Thompson, Van Houten, Voelker, Wells, Whelan, Whittier, Williams, Wood—61.

The nays were:

Messrs. Allen, Brady, Brant, Classen, Frink, Funk, Johnson of Webster, Johnston of Franklin, Ladd, Merrell, Merriam, Parker, Perrott, Porter, Ray, Reed, St. John, Watters, Wheeler, Wilson, Mr. Speaker—21.

Absent or not voting:

Messrs. Cook, Evans, Garner, Haugen, Hunt, Jackson, Lambert, Lavender, McArthur, McQuin, Manahan, Miller of Cherokee, Morrison of Grundy, Putnam, Smith, Sullivan, Tibbitts, Weaver—18.

So the bill passed and the title was agreed to.

Mr. Cook was excused until Tuesday.

On request of Mr. Gurley, House file No. 11 was again referred to the Committee on Claims.

On motion of Mr. Finch, House file No. 22 was made a special order for Monday, March 23, at 10 A. M.

On motion of Mr. McDonald, the House adjourned until 9 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, March 13, 1896. }

House met at 9 A. M., pursuant to adjournment.

Prayer was offered by Rev. D. McPherson, of Des Moines.

PETITIONS AND MEMORIALS.

Messrs. Johnson of Webster, Finch, Mullin and Williams presented remonstrances of citizens of their respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Wood presented petition of citizens of Madison county relative to the revenue.

Referred to Committee on Ways and Means.

Mr. Morrison of Grundy presented petition of citizens of Grundy county, asking for state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Morrison of Grundy presented petition of citizens of Grundy county, asking for additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Early, Johnston of Franklin, Bird and Mayne presented communications of various G. A. R. posts, in reference to the questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Frazee presented remonstrance of citizens of Chickasaw county, against any change in the present system of independent school districts.

Referred to the Committee on School and Text Books.

Mr. Garner presented remonstrance of Mahaska County Farmers' Institute against any change in the present institute law.

Referred to Committee on Agriculture.

Mr. Bell presented communication of the auditor of Washington county in reference to the care of insane at county poor farms.

Referred to Committee on Hospital for Insane.

Mr. Bell presented petition of citizens of Washington county asking for the passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Morrison of Keokuk presented petition of citizens of Richland, Iowa, asking the passage of the "Embalmers' Bill."

Referred to Committee on Public Health.

Messrs. Jay and Funk presented remonstrances of citizens of their respective counties against an extra session.

Referred to Committee on Code Revision.

Mr. Miller of Buena Vista presented petition of citizens of Buena Vista county, asking for the passage of the "Berry-Allen" bill.

Referred to Committee on Insurance.

Mr. Funk presented petition of women of Sioux City and Woodbury county, asking equal political rights for women.

Referred to Committee on Woman Suffrage.

Mr. Brant presented petition of citizens of Linn county in favor of interchangeable mileage books.

Referred to Committee on Railroads and Commerce.

Mr. McNulty presented petition of citizens of Woodbury county asking the passage of House file No. 344.

Referred to Committee on Public Health.

Mr. Bird presented petition of citizens of Cerro Gordo county asking an appropriation for the transfer of children from weaker to stronger schools.

Referred to Committee on School and Text Books.

Mr. Allen presented remonstrance of citizens of Doud's Station, Iowa, against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Doubleday presented resolution in reference to normal schools.

Referred to Committee on Normal Schools.

#### REPORTS OF COMMITTEES.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 455, a bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg National Military Park Commission, in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battles and sieges of Vicksburg, beg leave to report that they have had the same under

consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as amended.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 442, a bill for an act to reimburse the members and heirs of members of the Second and Third Iowa Infantry for gray uniforms purchased during the war, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 430, a bill for an act to amend chapter 74, acts of the Eighteenth General Assembly, pertaining to militia, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 173, a bill for an act to amend section 3 of chapter 211 of the laws of the Eighteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 227, a bill for an act to amend section 3, chapter 211, of the acts of the Eighteenth General Assembly, relating to time of bringing actions against insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 409, a bill for an act to provide for an examination of the condition and standing of all fire insurance companies or associations

transacting business in the State of Iowa, whether organized under the laws of Iowa or any state or territory of the United States or any foreign government, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 111, a bill for an act to amend the fire insurance laws of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred substitute for Senate file No. 204, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 437, a bill for an act to amend section 430 of the Code, relating to the annexation of contiguous territory by cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Allen, from the Committee on Revision of the Code, Second Division, submitted the following report:

MR. SPEAKER—Your Committee on Revision of the Code, Second Division, to whom was referred House file No. 383, a bill for an act amending chapter 2 of title x of the Code of 1873, relating to drainage and levees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments, to-wit:

Strike out "the doing of such work" and add "the" after "procuring" in line 6 and strike out "and assisting in maintaining" in line 7, all in section 1.

W. S. ALLEN,  
*Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 80, a bill for an act to legalize the acts of J. H. Ellsworth, of Clayton county, Iowa, as notary public.

W. E. HAUGER,  
*Chairman Committee on part of House.*  
G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 11, a bill for an act to authorize the commissioners of the Iowa Soldiers' Home to admit Caroline Crocker Robinson to the Home as a member.

W. E. HAUGER,  
*Chairman Committee on part of House.*  
G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 292, a bill for an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.

W. E. HAUGER,  
*Chairman Committee on part of House.*  
G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 327, a bill for an act to legalize the acts of the town council of Roland, Story county, Iowa.

W. E. HAUGER,  
*Chairman Committee on part of House.*  
G. S. GILBERTSON,  
*Chairman Committee on part of Senate.*

## REPORTS OF COMMITTEES.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa the application for pardon of George A. Trout, who was at the January A. D. 1887, term of the district court in and for the county of Woodbury, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Miller, from the Committee on Hospitals for Insane, submitted the following report:

MR. SPEAKER—Your Committee on Hospitals for Insane, to whom was referred House file No. 427, a bill for an act to amend chapter 136 of the laws of the Twenty-fifth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

WIREMAN MILLER,  
*Chairman.*

Ordered passed on file.

On request of Mr. Miller of Cherokee, House file No. 406 was withdrawn, but allowed to retain its place on the Calendar.

In the presence of the House the Speaker signed House files Nos. 80, 329, 292 and joint resolution No. 11.

House files Nos. 437 and 427, which had been recommended for indefinite postponement, were taken up and the report of the committee adopted.

The following motion to reconsider was filed:

MR. SPEAKER—I move that the vote whereby House file No. 77 failed to pass the House be reconsidered.

GEO. T. BAKER.

I second the motion.

C. C. DOWELL.

Mr. Cornwall called up the Senate amendments to House file No. 39, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brant, Brington, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Griswold, Gurley, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin,

Klemme, Ladd, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Messrs. Bell, Bird, Brighton, Classen, Cook, Dowell, Evans, Good, Grote, Haugen, Hauger, Hinkhouse, Lambert, Lauder, Lavender, McDonald, Manahan, Porter, Potter, Smith, Sullivan, Voelker, Watters, Weaver—24.

So the House concurred.

The Speaker announced Mr. Brant as a member of the following committees: Insurance, Printing, Police Regulations, Municipal Corporations, Private Corporations, Public Libraries, Institutions for the Feeble Minded and Enrolled Bills.

The Speaker here rose to a question of personal privilege in regard to his rulings which denied members the right to record their votes after the call of the roll was finished, stating that he did not wish to be considered captious or arbitrary, and that the rulings were made for no other reason except to facilitate the routine of the session.

On a vote of the House the ruling was unanimously sustained, and on motion of Mr. Cornwall the Committee on Rules was requested to formulate this rule into a standing rule of the House.

Mr. Ray offered the following resolution, which was laid over under Rule No. 34:

*Resolved, by the House, the Senate concurring, That on Friday, March 27, the Twenty-sixth General Assembly do adjourn until Tuesday, March 31, at 11 o'clock A. M., and that after March 27 no business be considered by this assembly except that pertaining to the Code, and that final adjournment be fixed for Wednesday, April 15.*

Mr. Classen called up the motion to reconsider the vote on House file No. 192.

Mr. Jackson moved to lay this motion on the table.

Messrs. Classen and Hinman demanded the "yeas" and "nays."

On the question, "Shall the motion prevail?" the yeas were: Messrs. Baker, Brady, Byington, Frazee, Hazen, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lowry, McDowell, Marti, Miller of Warren, Porter, Power, Van Houten, Voelker, Wilson—19.

The nays were:

Messrs. Allen, Bailey, Bird, Brant, Brighton, Brinton, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frink, Good, Griswold, Haugen, Hendershot, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, McCachran, McArthur, McNulty, McQuin, Martin, Mayne, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—62.

Absent or not voting:

Messrs. Bell, Bowen, Cook, Cornwall, Evans, Funk, Garner, Grote, Gurley, Hauger, Johnson of Webster, Lavender, McDonald, Manahan, Merrell, Merriam, Miller of Cherokee, Sullivan, Wheeler—19.

So the motion was lost.

The motion to reconsider was then carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brady, Brant, Brighton, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Frink, Funk, Good, Griswold, Grote, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McCachran, McArthur, McDonald, McNulty, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Reed, Smith, St. John, Thompson, Tibbitts, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—65.

The nays were:

Messrs. Baker, Byington, Frazee, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Lowry, McDowell, Manahan, Marti, Merrell, Miller of Cherokee, Nolan, Porter, Power, Scott, Spaulding, Temple, Van Houten, Voelker, Wilson—26.



Absent or not voting:

Messrs. Bell, Cook, Evans, Finch, Garner, Gurley, Merriam, Ray, Sullivan—9.

So the bill passed and the title was agreed to.

Mr. Davis offered the following Joint Resolution No. 14, proposing an amendment to the constitution of the State of Iowa, in relation to the method of voting:

JOINT RESOLUTION.

*Be it Resolved by the General Assembly of the State of Iowa, That the following amendment to the constitution of the State of Iowa be and the same is hereby proposed, viz.:*

SECTION 1. To amend section 6 of article II of the state constitution of Iowa, which reads as follows: "All elections by the people shall be by ballot" by adding the words "or by such other method as may be prescribed by law; *provided*, that secrecy in voting be preserved," said section when amended to read as follows: "All elections by the people shall be by ballot, or by such other method as may be prescribed by law; *provided*, that secrecy in voting be preserved."

This joint resolution was read first and second time and referred to Committee on Constitutional Amendments.

Mr. Nolan called up the motion to reconsider the vote on House file No. 325.

Messrs. Merriam and Martin demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Crow, Early, Edwards, Frazee, Funk, Grote, Gurley, Hazen, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Power, Prentis, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Wells, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—57.

The nays were:

Messrs. Allen, Bell, Brinton, Cornwall, Davis, Doubleday, Dowell, Finch, Frink, Garner, Good, Griswold, Hauger, Hendershot, Huntley, Johnson of Webster, Lavender, McArthur, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Perrott, Potter, Putnam, Ray, Reed, Scott, Smith, Van Houten, Watters, Williams, Wood—34.

Absent or not voting:

Messrs. Baker, Bird, Cook, Evans, Haugen, Klemme, Manahan, Sullivan, Weaver—9.

So the motion prevailed.

Mr. Temple moved that the rule be suspended and that the vote whereby House file No. 325 was read a third time and put upon its passage, be reconsidered.

Messrs. Dowell and Reed demanded the yeas and nays upon this motion.

On the question "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Baker, Bird, Brady, Brant, Brighton, Byington, Chapman, Clark, Crow, Davis, Doubleday, Early, Edwards, Frazee, Frink, Funk, Grote, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Putnam, Spaulding, St. John, Temple, Voelker, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—61.

The nays were:

Messrs. Allen, Bell, Bowen, Brinton, Classen, Cornwall, Dowell, Finch, Garner, Griswold, Hendershot, Huntley, Johnson of Webster, Lavender, McCachran, McArthur, Manahan, Miller of Cherokee, Miller of Warren, Parker, Power, Prentis, Ray, Reed, Scott, Smith, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Williams, Wood—34.

Absent or not voting:

Messrs. Cook, Evans, Good, Jay, Sullivan—5.

So the motion to reconsider not having received a two-thirds vote was declared lost.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bird, Bowen, Brady, Brant, Byington, Chapman, Clark, Davis, Doubleday, Early, Edwards, Frazee, Funk, Grote, Gurley, Hazen, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lowry, McCachran, McDonald, McDowell, McNulty, Manahan, Marti, Merrell, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Power, Prentis, Spaulding, St. John, Temple, Thompson, Voelker, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—52.

The nays were:

Messrs. Allen, Bailey, Bell, Classen, Cornwall, Crow, Dowell, Finch, Frink, Garner, Good, Griswold, Hauger, Hender-shot, Huntley, Johnson of Webster, Lavender, Loomis, McArthur, McQuin, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Parker, Perrott, Porter, Potter, Putnam, Ray, Reed, Scott, Smith, Tibbitts, Van Houten, Watters, Weaver, Wells, Williams, Wood—41.

Absent or not voting:

Messrs. Brighton, Brinton, Cook, Evans, Haugen, Miller of Buena Vista, Sullivan—7.

So the bill passed and title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

Substitute for Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes.

W. E. BULLARD,  
*Secretary.*

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 466, a bill for an act authorizing the Auditor of State to settle and adjust revenue and other state accounts with the several county officers, and providing means to pay the expenses thereof.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Cornwall Rule No. 61 was waived until otherwise ordered by the House, and members desiring to introduce bills when such order is reached may do so without waiting for their names to be called.

By Mr. Brinton (by request), House file No. 467, a bill for an act to abolish the office of State Printer and State Binder and to provide for letting out the state printing and binding by contract.

Read first and second time and referred to Committee on Printing.

By Mr. Morrison of Keokuk, House file No. 468, a bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Law-Makers' association of Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Brady, House file No. 469, a bill for an act to amend section 902 of the Code, limiting the time for bringing actions on tax deeds.

Read first and second time and referred to Committee on Judiciary.

By Mr. Brant, House file No. 470, a bill for an act to authorize the people of cities acting under special charters to transfer or dedicate parks, public squares, or plats of grounds for free public library building purposes.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Bird, House file No. 471, a bill for an act making all section lines public highways.

Read first and second time and referred to Committee on Roads and Highways.

By Mr. Wheeler, House file No. 472, a bill for an act to amend section 3 of chapter 134, acts of the Twenty-first General Assembly, to transfer Harrison county from the Fourth to the Fifteenth judicial district.

Read first and second time and referred to Committee on Judicial Districts.

Mr. McArthur moved that the House now take up for consideration House file No. 251.

Messrs. Power and Frazee demanded the "yeas" and "nays."

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Crow, Dowell, Early, Edwards, Finch, Funk, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McDonald, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—64.

The nays were:

Messrs. Baker, Byington, Doubleday, Frazee, Garner, Hazen, Hinkhouse, Hunt, Jay, Klemme, Lambert, Lowry, McDowell, Manahan, Marti, Nolan, Parker, Porter, Power, St. John, Voelker—21.

Absent or not voting:

Messrs. Bell, Brinton, Chapman, Cook, Cornwall, Davis, Evans, Frink, Good, Jackson, Spaulding, Sullivan, Wheeler, Wilson—14.

So the motion prevailed.

On motion of Mr. Mullin, the report of the committee on House file No. 251, a bill for an act creating the Twentieth judicial district of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein, and also providing for an election of four judges in the Second and three judges in the Sixth judicial districts, defining the jurisdiction of said courts therein and for holding terms of courts in said districts, was adopted.

Mr. Mullin moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Mr. Weaver moved the previous question.

Carried.

The motion of Mr. Mullin carried and the Clerk read the bill.

Mr. Morrison of Keokuk was called to the Chair.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brady, Brant, Brighton, Chapman, Clark, Classen, Davis, Doubleday, Dowell, Early, Edwards, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McArthur, McDonald, McNulty, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Wood, Mr. Speaker—63.

The nays were:

Messrs. Baker, Byington, Frazee, Garner, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Lowry, McAchran, McDowell, Manahan, Marti, Merrell, Nolan, Porter, Power, Ray, Spaulding, Wilson—25.

Absent or not voting:

Messrs. Bell, Brinton, Cook, Cornwall, Crow, Evans, Finch, Frink, St. John, Sullivan, Van Houten, Wheeler, Williams—13.

The Speaker resumed the chair.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—I vote “no” for the reason that the bill creating county courts now pending, and likely to meet with general approval, will obviate all necessities of additional districts and appointment of new judges.

F. B. MANAHAN.

Mr. Dowell moved to reconsider the vote just taken.

Mr. Funk moved to lay this motion on the table.

Messrs. Power and Merrell demanded the yeas and nays, which resulted as follows:

On the question, “Shall the motion prevail?” the yeas were:

Messrs. Bird, Bowen, Chapman, Classen, Davis, Doubleday, Dowell, Edwards, Funk, Griswold, Grote, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Loomis, McArthur, McDonald, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Neitert, Parker, Perrott, Potter, Putnam, Reed, Smith, Spaulding, Temple, Thompson, Tibbitts, Watters, Weaver, Wells, Whelan, Whittier, Wood—46.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Brighton, Byington, Clark, Crow, Early, Frazee, Frink, Garner, Good, Hazen, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Lambert, Lauder, Lowry, McAchran, McDowell, Manahan, Marti, Merrell, Miller of Buena Vista, Nolan, Porter, Power, Prentis, Ray, Voelker, Mr. Speaker—36.

Absent or not voting:

Messrs. Brady, Brinton, Cook, Cornwall, Evans, Finch, Haugen, Klemme, Lavender, McQuin, Miller of Warren, Scott, St. John, Sullivan, Van Houten, Wheeler, Williams, Wilson—18.

So the motion prevailed.

The following motion to reconsider was filed:

MR. SPEAKER—I move a reconsideration of the vote by which House file No. 77 was considered engrossed and passed a third reading.

SAMUEL MAYNE.

I second the motion.

M. L. TEMPLE.

On request of Mr. Martin, House file No. 202, a bill for an act to provide for the government, control, report and inspection of private banks, was made a special order for Wednesday, March 18, at 2 P. M.

On motion of Mr. Allen, House file No. 121, a bill for an act to amend chapter 104, acts of the Twenty-first General Assembly of the State of Iowa, was taken up and considered.

On the pending amendment of Mr. Allen, which was offered on March 6, a division was called for, which resulted as follows: Twenty-nine for the amendment and twenty against; so the amendment was adopted.

Mr. Allen moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bell, Brant, Chapman, Crow, Garner, Gurley, Hazen, Hunt, Huntley, Jay, McArthur, McQuin, Manahan, Merrell, Miller of Cherokee, Morrison of Grundy, Mullin, Nolan, Power, Ray, Reed, Smith, St. John, Tibbitts, Weaver, Wells, Whelan—28.

The nays were:

Messrs. Bailey, Baker, Bowen, Brady, Byington, Clark, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frink, Funk, Good, Griswold, Grote, Hauger, Hendershot, Hinkhouse, Hinman, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McCachran, McDowell, McNulty, Marti, Martin, Mayne, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Prentis, Putnam, Scott, Spaulding, Temple, Thompson, Van Houten, Voelker, Watters, Whittier, Williams, Wilson, Wood, Mr. Speaker—56.

Absent or not voting:

Messrs. Bird, Brighton, Brinton, Classen, Cook, Cornwall, Evans, Frazee, Haugen, Lavender, McDonald, Merriam, Miller of Buena Vista, Potter, Sullivan, Wheeler—16.

So the bill was lost.

Mr. Funk offered the following resolution and moved its adoption:

*Resolved*, That the Secretary of State be directed to furnish one copy of McClain's annotated Code to the member from Linn, Hon. David Brant.

*Adopted*.

Messrs. Brinton, Voelker, Lambert, Manahan and Miller of Buena Vista were excused until Wednesday.

Messrs. Parker, Scott, Williams and Marti were excused until Tuesday.

Mr. St. John called up his motion to reconsider the vote on House file No. 77.

Carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bowen, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Good, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Loomis, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, St. John, Temple, Thompson, Tibbitts, Wells, Wheeler. Whelan, Whittier, Williams, Wood, Mr. Speaker—58.

The nays were:

Messrs. Brady, Brant, Hinkhouse, Jay, Klemme, Lowry. McAchran, Merrell, Wilson—9.

Absent or not voting:

Messrs. Allen, Baker, Bell, Bird, Brighton, Brinton, Cook, Cornwall, Evans, Funk, Garner, Grote, Gurley, Jackson, Lambert, Lavender, McArthur, McDowell, Miller of Buena Vista, Miller of Warren, Mullin, Perrott, Power, Smith, Spaulding, Sullivan, Van Houten, Voelker, Watters, Weaver—30.

So the bill passed and the title was agreed to.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which House file No. 244 was passed.

P. FINCH.

I second the foregoing motion.

HENRY H. BRIGHTON.

On motion of Mr Spaulding, 200 extra copies of House file No. 185 were ordered printed.

On motion of Mr. Klemme, the House adjourned till 9 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, March 14, 1896. }

House met at 9 A. M., with Speaker Byers in the Chair.

The opening prayer was offered by Rev. J. C. R. Layton, of Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Reed and Loomis presented petitions of citizens of their respective counties asking for the passage of the Berry-Allen bill.

Referred to Committee on Insurance.

Messrs. McDowell, Finch, Lauder and Mayne presented petitions of citizens of their respective counties asking for the enactment of the Code at the present session.

Referred to Committee on Code Revision.

Mr. Good presented petition of citizens of Boone county, asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Lauder presented petition of citizens of Union county, asking for the state control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Jackson presented communication of G. A. R. posts of Tama county, in reference to the questions asked concerning the soldiers' and sailors' monument.

Referred to Committee on Military.

Messrs. Haugen and Classen presented remonstrances of citizens of their respective counties, against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Edwards presented resolution of sub-district No. 9, Cameron township, Audubon county, against Senate file No. 160.

Referred to Committee on School and Text Books.

Mr. Speaker presented remonstrance of citizens of Harlan, Iowa, protesting against the Berry-Allen bill.

Referred to Committee on Insurance.

Mr. Haugen presented communication of county officers of Worth county asking the passage of bill for extending the term of county officers.

Referred to Committee on Elections.

#### REPORTS OF COMMITTEES.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your committee on Ways and Means, to whom was referred House file No. 459, a bill for an act to amend section 814 of the Code of 1873, and to relieve the debtor class of our state from the unjust and onerous burden of paying taxes on their mortgage indebtedness, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Johnston of Franklin, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 113, a bill for an act to amend section 589 of the Code in reference to the election of clerks of courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 148, a bill for an act to amend section 589 of the Code, in reference to the election of clerks of the district courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 167, a bill for an act to provide biennial elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 272, a bill for an act to authorize the purchase and use of the Gillespie voting machine and matters relating thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without action, and that the author request the return of the bill.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Mr. St. John, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 457, a bill for an act to amend section 2 of chapter 91, acts of the Twenty-fifth General Assembly, for the suppression of Russian thistles, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that a bill covering the same ground has been previously passed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House file No. 424, a bill for an act to provide for the destruction of Canada or common thistles and other noxious weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

Mr. Lauder, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file No. 436, a bill for an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the board of railroad commissioners so as to embrace certain matters with reference to such railways, and providing for the payment of license fees by such railways, and a penalty for interference with their electrical apparatus, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file No. 410, a bill for an act to amend section 1 of chapter 183 of the acts of the Twentieth General Assembly, in relation to railroad crossings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. W. LAUDER,

*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 62, a bill for an act to regulate Insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 335, a bill for an act to define the liability of fire insurance companies, cover property for taxation, discourage incendiarism, and lessen the cost of insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 255, a bill for an act to amend chapter 211 of section 3 of the acts of the Eighteenth General Assembly, relating to fire insurance and fire insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,

*Chairman.*

Ordered passed on file.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa, the application for pardon of James Johnson, who was at the January, A. D. 1885, term of the District court of Pottawattamie county, Iowa, convicted of the crime of murder, beg leave to report

that they had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be granted, said pardon to remain in force during such time as defendant refrains from the use of intoxicating liquors as a beverage, and also during the period of his good behavior.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa the application for pardon of Jasper Mason, who was, at the October, A. D. 1876, term of the district court of Dallas county, Iowa, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 162, a bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 374, a bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town from March 17, 1892, to February 26, 1896, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 373, a bill for an act relating to certain additional justices of the peace and constables, legalizing their official acts and the official acts of canvassing boards with reference thereto, beg leave to report that

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. H. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 375, a bill for an act to legalize the incorporation of the town of New Vienna, Dubuque county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town from July 20, 1895, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 376, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, Iowa, the election of its officers and all the acts done and ordinances passed by the council of said town, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 126, a bill for an act amending section 3173 of the Code of Iowa, relative to the amount in controversy on appeal to the supreme court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 458, a bill for an act to define and punish the crime of highway robbery, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 120, a bill for an act amending section 4241 of the Code, relative to the taking of evidence on preliminary examination, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Miller of Cherokee, from the Committee on Hospitals for Insane, submitted the following report:

MR. SPEAKER—Your Committee on Hospitals for Insane, to whom was referred House file No. 406, a bill for an act to amend section 1390 of the Code of Iowa, relative to the care of Hospital for the Insane, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

WIREMAN MILLER,  
*Chairman.*

Ordered passed on file.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 232, a bill for an act to amend section 2, chapter 99, acts of the Twenty-fifth General Assembly, relating to the powers of cities of the first class.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 224, a bill for an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 39, a bill for an act repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 47, a bill for an act to repeal section 2580 of the Code and to enact a substitute therefor, relating to the venue and change thereof in actions by attachments.

W. E. HAUGER,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers and all official acts done and ordinances passed by the council of said town not in contravention with the laws of the State of Iowa.

W. E. HAUGER,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 188, a bill for an act to levy a tax to provide for the erection of necessary buildings for the State University of Iowa.

W. E. HAUGER,

*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 347, a bill for an act to legalize the ordinances of the city council of the city of Wapello, granting a franchise to W. H. Prescott and his associates as the Wapello Electric Light and Power company, and to legalize the proceedings of said council under and by virtue of said ordinance.

W. E. HAUGER,

*Chairman Committee on part of House.*

G. S. GILBERTSON,

*Chairman Committee on part of Senate.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 236, a bill for an act to prohibit the sale and use of impure oil in coal mines and providing penalties for the violation thereof.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 270, a bill for an act to legalize the incorporation of the town of Marysville, Marion county, Iowa, and the ordinances passed by said incorporated town.

W. E. HAUGER,  
*Chairman House Committee.*  
G. L. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 267, a bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue for 1895.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 238, a bill for an act to legalize certain ordinances of the incorporated town of Le Grand, Marshall county, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 295, a bill for an act to legalize the incorporation of the Manchester Cemetery company, of Manchester, Delaware county, Iowa, and the acts of its officers in relation to the continuation after expiration of limitation, and in relation to the purchase and sale of real estate, and the change by resolution in regard to the secretary acting as treasurer instead of the sexton, as provided for in the articles of incorporation.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 9, a bill for an act to amend section 3861 of the Code of 1873, as amended by chapter 114, acts of the Twenty-first General Assembly.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 253, a bill for an act to legalize the organization of the independent school district of Larrabee, Cherokee county, Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 32, a bill for an act to legalize the incorporation of the town of Pulaski, Davis county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 345, a bill for an act to legalize the incorporation of the town of Cumberland, in Cass county, Iowa, the election of its officers, its ordinances and all acts of the town council.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 274, a bill for an act to legalize the incorporation of the town of Minnewaukon, Iowa, in the election of its officers.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 181, a bill for an act to amend chapter 7, acts of the Twentieth General Assembly, relating to the appointment of city marshals.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 237, a bill for an act providing for the better protection of the ownership of logs and lumber lying or being in any of the waters of this state, or bordering on this state, and providing penalties for the violation thereof.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled bills respectfully report that they have examined and find correctly enrolled, Senate file No. 302, a bill for an act to legalize the acts of S. R. Cross, a justice of the peace in and for Norway township, Winnebago county, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 80, an act to legalize the acts of J. H. Ellsworth, of Clayton county, Iowa, as notary public.

W. E. HAUGER,  
*Chairman.*

March 13, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

Joint Resolution No. 11, to authorize the commissioners of the Iowa Soldiers' Home to admit Caroline Crocker Robinson to the home as a member.

W. E. HAUGER,  
*Chairman.*

March 13, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 292, an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.

W. E. HAUGER,  
*Chairman.*

March 13, 1896.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 327, an act to legalize the acts of the town council of Roland, Story county, Iowa.

W. E. HAUGER,  
*Chairman.*

March 13, 1896.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 188, a bill for an act to levy a tax to provide for the erection of necessary buildings for the State University of Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 333, a bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers and all official acts done and ordinances passed by the council of the said town not in contravention with the laws of the State of Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 47, a bill for an act to repeal section 2580 of the Code and enact a substitute therefor, relating to the venue and change thereof in actions aided by attachment.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 39, a bill for an act repealing section 3959 of the Code of Iowa and enacting a substitute therefor, relative to breaking jail.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

The Speaker signed in the presence of the House Senate files Nos. 267, 270, 181, 236, 238, 295, 274, 345, 9, 347, 253, 237, 302, 32, 113, 111, 278.

On request of the author of the bill, Mr. Cornwall, House file No. 125 was withdrawn.

Messrs. Morrison of Keokuk, Smith, Bell and Mayne were excused until Monday.

Messrs. McArthur, Nietert, Chapman, Thompson, Hunt and McQuin were excused until Tuesday.

Mr. Doubleday offered the following resolution, which was laid over under rule 34:

*Resolved*, That the House of Representatives commence at 2 o'clock p. m. Thursday, March 19, 1896, and hold a session of two hours each afternoon, Sundays excepted, for the consideration and passing of the titles of the Code on which the proper committees have acted and reported passage.

On motion of Mr. McDonald, House file No. 396, a bill for an act to repeal section 1740 of the Code of Iowa, and to enact a substitute therefor, relative to the duties of the president of school boards, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. McDonald moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brant, Brighton, Byington, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hazen, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of

Grundy, Mullin, Nolan, Perrott, Potter, Power, Prentiss, Ray, Reed, Spaulding, St. John, Temple, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—69.

The nays were:

Messrs. Hendershot and Porter—2.

Absent or not voting:

Messrs. Bell, Bird, Brinton, Chapman, Cook, Evans, Haugen, Hauger, Hendershot, Hunt, Jackson, Lambert, Lauder, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Morrison of Keokuk, Nietert, Parker, Porter, Putnam, Scott, Smith, Sullivan, Thompson, Tibbitts, Voelker, Weaver, Williams—29.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Brighton, House file No. 473, a bill for an act to amend chapter 134 of the laws of the Fourteenth General Assembly, relating to fees of justices of the peace for collecting money.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Wood, House file No. 422, a bill for an act making appropriation for the enlargement of the cell capacity and the yard of the penitentiary at Fort Madison, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Cornwall moved to amend by striking out line 5 of section 1.

Lost.

Mr. Wood moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Mr. Mayne moved the previous question.

Carried.

The motion of Mr. Wood carried and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brant, Brighton, Byington, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Finch, Frazee, Frink, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller

of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Spaulding, St. John, Temple, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Wood, Mr. Speaker—68.

The nays were:

Messrs. Cornwall, Edwards, Funk, Hinman, Jay, Johnson of Webster, Tibbitts, Wilson—8.

Absent or not voting:

Messrs. Bell, Bird, Brinton, Chapman, Cook, Evans, Grote, Hunt, Lambert, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Morrison of Keokuk, Nietert, Parker, Scott, Smith, Sullivan, Thompson, Voelker, Weaver, Williams—24.

So the bill passed and the title was agreed to.

Mr. Dowell was called to the Chair.

Journals of March 9, 10, 12 and 13 were corrected and approved.

On request of Mr. Mayne, the motion to reconsider the vote on House file No. 77 was withdrawn.

Mr. Byington was excused until Tuesday.

Mr. Tibbitts offered the following resolution, which was laid over under rule 34:

*Resolved*, That the Speaker is hereby requested to appoint a committee of three members to investigate the following charge made by the Iowa State Register, that "Iowa has anti-oleomargarine laws, but the Register thinks that more oleomargarine is now being sold in Iowa than ever before. An official examination of the store houses and books of Chicago's meat combine in this city would doubtless open the eyes of the people of the state, and the Register would like to be represented while such an examination of the stores and books was being made."

*Resolved*, That said committee request the state dairy commissioner and the editor of said Register to appear before the said committee and furnish them all the information in their power in relation to the above charge, as it is in direct conflict with the report recently made by the state dairy commissioner.

On motion of Mr. Merrell, House file No. 108, a bill for an act to amend chapter 85, acts of the Twenty-second General Assembly, in regard to the rights of aliens, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Early moved to refer this bill to the Committee on Judiciary for correction.

Lost.

Mr. Finch moved to strike out section 4.

On a division the motion was lost by a vote of 23 for and 26 against.

Mr. Funk moved to amend by striking out the word "probate" and inserting the word "district" before the word "court" wherever it appears in the bill.

Carried.

Mr. Merrell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bowen, Brady, Brant, Byington, Clark, Cornwall, Doubleday, Dowell, Frazee, Frink, Funk, Garner, Grote, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnston of Franklin, Lavender, Loomis, Lowry, McAchran, McDowell, McNulty, Mayne, Merrell, Miller of Warren, Mullin, Nolan, Perrott, Porter, Power, Prentis, Reed, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Wilson—48

The nays were:

Messrs. Allen, Brighton, Classen, Crow, Early, Edwards, Finch, Good, Griswold, Haugen, Hauger, Hendershot, Johnson of Webster, Klemme, Ladd, McDonald, Martin, Merriam, Morrison of Grundy, Ray, Spaulding, Tibbitts, Wood—25.

Absent or not voting:

Messrs. Bell, Bird, Brinton, Chapman, Cook, Davis, Evans, Gurley, Hunt, Lambert, Lawder, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Parker, Potter, Putnam, Scott, Smith, St. John, Sullivan, Temple, Thompson, Voelker, Weaver, Williams, Mr. Speaker—32.

So the bill having failed to receive a constitutional majority was declared lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 422, a bill for an act making appropriation for enlarging the cell capacity and yard of the penitentiary at Fort Madison, Iowa.

W. E. BULLARD,  
*Secretary.*



Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 395, a bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 223, a bill for an act making an appropriation for the support of the Iowa Weather and Crop Service.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 18, a bill for an act repealing sections 1802 and 1808 of the Code as amended and providing a substitute therefor, relating to the election and number of school directors.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 200, a bill for an act to make an appropriation to the Iowa State Agricultural society.

Amended title by striking out the word "annual."

Strike out all after the word "of" in third line to "the" in fifth line and insert in lieu thereof "seven thousand dollars for the year 1896."

Strike out section 3 and change number of section 4 to 3 and section 5 to 4.

W. E. BULLARD,  
*Secretary.*

The following motion to reconsider was filed.

MR. SPEAKER—I move that the vote whereby House file No. 108 failed to pass the House be reconsidered.

J. B. CLASSEN.

I second the motion.

W. B. MARTIN.

On motion of Mr. Loomis, the House adjourned until 11 A. M. Monday.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Monday, March 16, 1896. }

House met at 11 A. M., pursuant to adjournment, with Speaker Byers in the Chair.

The opening prayer was offered by Rev. W. J. Young, of Des Moines.

Mr. Potter was excused until to-morrow.

Mr. Evans was excused until Thursday.

#### PETITIONS AND MEMORIALS.

Messrs. Brighton, Manahan, Wilson, Nolan, Hauger, Good, Baker and Frink presented remonstrances of citizens of their respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Messrs. Watters and Hauger presented petitions of citizens of their respective counties asking an appropriation to reimburse those who advanced money for the representation of the state at the World's Fair.

Referred to Committee on Appropriations.

Mr. Ladd presented petition of James Butler Post, G. A. R., Clarksville, asking appropriation for Soldiers' Home at Marshalltown.

Referred to Committee on Military.

Messrs. Frink, Mullin, St. John, Dowell, Hauger, Edwards, Porter, Nolan and Reed presented remonstrances of citizens of their respective counties against an extra session.

Referred to Committee on Code Revision.

Mr. Lauder presented petition of citizens of Union county, asking additional normal schools.

Referred to Committee on Normal Schools.

Messrs. Good and Perrott presented remonstrances of citizens of their respective counties, against the establishment of independent township school districts.

Referred to Committee on County and Township Organization.

Mr. Garner presented petition of citizens of Mahaska county asking removal of dam at Bonaparte.

Referred to Committee on Fish and Game.

Mr. Edwards presented petition of citizens of Audubon county asking passage of House file No. 31.

Referred to Committee on Insurance.

Mr. Edwards presented petition of citizens of Audubon county asking repeal of House school bill making township the unit.

Referred to Committee on School and Text Books.

Mr. Allen presented communication of Southeastern Teachers' association asking additional normal schools.

Referred to Committee on Normal Schools.

#### REPORTS OF COMMITTEES.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the Governor of Iowa the application of J. W. Elkins for pardon, who was, at the January, A. D. 1890, term of the district court of Clayton county, Iowa, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed without prejudice, there having been but a meager showing of the facts in the case.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was referred, by the Governor of Iowa, the application of William Dilley for pardon, who was, at the January, A. D. 1877, term of the district court of Johnson county, Iowa, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Hinman was excused until Tuesday.

On request of Mr. Allen, the report on House file No. 11 was withdrawn by the second division of the Code Revision Committee.

On request of Mr. Whittier, the report of the Committee on Pardons in reference to George A. Trout was withdrawn.

The Speaker signed in the presence of the House, House files Nos. 333, 224, 232, 39, 188 and 47.

## INTRODUCTION OF BILLS.

By Mr. Reed (by request), House file No. 474, a bill for an act to provide for the compensation of volunteer fire companies.

Read first and second time and referred to Committee on Insurance.

By Mr. Finch, House file No. 475, a bill for an act to provide for a uniform policy of fire insurance to be known as the "Standard policy of fire insurance companies."

Read first and second time and referred to Committee on Judiciary.

By Mr. Classen, House file No. 476, a bill for an act to amend section 6, chapter 48, acts of the Twenty-third General Assembly, relating to vagrants.

Read first and second time and referred to Committee on Police Regulation.

By Mr. Grote, House file No. 477, a bill for an act to protect the live stock industry of the State of Iowa.

Read first and second time and referred to Committee on Public Health.

By Mr. Morrison of Keokuk, House file No. 478, a bill for an act to legalize the purchase of ground by the Independent District No. 9, of West Lafayette township, Keokuk county, Iowa.

Read first and second time and referred to Committee on School and Text Books.

House file No. 149, a bill for an act to provide cheaper school text books to the pupils of Iowa and uniformity of the same, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 193, a bill for an act repealing sections 1766 and 1767 of the Code, relative to examination of teachers and time of issuing certificates, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 348, a bill for an act to establish a board of inspectors for steam vessels and steam boilers and to provide for licensing engineers of steam engines, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 392, a bill for an act to provide for the taxation of insurance companies, with report of committee

recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 308, a bill for an act regulating the soliciting and sale of stock in the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 84, a bill for an act to prevent combinations between fireinsurance companies and providing penalties therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 341, a bill for an act to regulate the sale of nursery stock, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 94, a bill for an act to punish persons guilty of furnishing libelous matter to any newspaper or periodical, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Housefile No. 419, a bill for an act to repeal an act of chapter 104 of the laws of the Twenty-first General Assembly, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 225, a bill for an act to facilitate the drainage of wet lands and to provide a more equitable apportionment of the taxes incident to said work, and to repeal sections 1208 and 1209 of the Code, and to enact substitutes therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 129, a bill for an act to amend sections 14 and 22, chapter 33, acts of the Twenty-fourth General Assembly, in relation to the manner of holding elections, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 312, a bill for an act creating and establishing the liability of sleeping car companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 367, a bill for an act to enable cities organized under special charter to issue bonds for the paving of street

and alley intersections, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 444, a bill for an act regulating the hours within which children under 15 years of age may lawfully be upon the streets of cities, towns or villages, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 366, a bill for an act to repeal sections 1, 2 and 3 of chapter 50 of the acts of the Twenty-fourth General Assembly, in relation to adulterated milk, skimmed milk, cheese and butter, and to enact a substitute therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 389, a bill for an act to repeal part of section 4 of chapter 170 of the acts of the Nineteenth General Assembly, and chapter 52 of the acts of the Twenty-first General Assembly, and chapter 98 of the acts of the Twenty-second General Assembly, and sections 4, 5, 6, 7 and 8 of chapter 50 of the acts of the Twenty-fourth General Assembly, and chapters 46 and 47 of the acts of the Twenty-fifth General Assembly, all relating to the state dairy commissioner and dairy products, and imitations and adulterations thereof, and to enact a substitute therefor, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House file No. 333, an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers and all official acts done and ordinances passed by the council of said town not in contravention with the laws of the State of Iowa.

House file No. 224, an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof.

House file No. 39, an act repealing section 3959 of the Code of Iowa and enacting a substitute therefor, relative to breaking jail.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 232, an act to amend section 2, chapter 99 of the acts of the Twenty-fifth General Assembly, relating to power of cities of the first class.

House file No. 188, an act to levy a tax to provide for the erection of necessary buildings for the State University of Iowa.

House file No. 47, an act to repeal section 2580 of the Code and enact a substitute therefor, relating to the venue and change thereof in actions aided by attachment.

W. E. HAUGER,

*Chairman.*

On motion of Mr. Lauder, the House here took up for consideration a memorial to the Senators and Representatives from Iowa in regard to relief and indemnity of certain citizens of the State of Iowa, with report of committee recommending passage.

On request of Mr. Brady, further action on this memorial was deferred until to-morrow.

On motion of Mr. Allen, House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Allen moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McCachran, McDonald, McDowell, McNulty, McQuin, Martin, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Power, Prentiss, Putnam, Ray, Reed, Spaulding, St. John, Temple, Tibbitts, Watters, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—64.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bell, Bird, Bowen, Brinton, Byington, Chapman, Cook, Davis, Evans, Garner, Hinkhouse, Hinman, Hunt, Jackson, Lambert, Lavender, McArthur, Manahan, Marti,

Mayne, Miller of Buena Vista, Morrison of Grundy, Nietert, Parker, Potter, Scott, Smith, Sullivan, Thompson, Van Houten, Voelker, Weaver, Wells, Williams, Wood—36.

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate wishes to recall for correction House file No. 200, a bill for an act to make an appropriation to the Iowa State Agricultural society.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 219, a bill for an act to fix the burden of proof in a certain class of actions against telegraph companies.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 272, a bill for an act to amend section 3721 of the Code of 1873, in reference to taking depositions.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 297, a bill for an act to amend section 4091 of the Code, relating to nuisances.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. St. John, the House adjourned till 2 P. M.



## AFTERNOON SESSION.

House met at 2 P. M., with Speaker Byers in the Chair.

The House here took up the special order set for 10 A. M. to-day, which was House file No. 21, a bill for an act to revise, amend and codify the statutes in relation to procedure to vacate or modify judgments.

On motion of Mr. Finch the report of the committee recommending passage with amendments was adopted.

Mr. Finch moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Mr. Power moved to amend by adopting the bill section by section.

On a division the motion was carried by a vote of 32 for and 19 against.

The motion as amended carried and the Clerk read the bill.

Mr. Morrison of Keokuk was called to the Chair at 2:15; the Speaker resumed the Chair at 2:22.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Tibbitts, Van Houten, Watters, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bell, Brinton, Byington, Chapman, Cook, Davis, Evans, Frazee, Garner, Hinkhouse, Hinman, Hunt,

Jackson, Lambert, Lavender, Manahan, Marti, Miller of Buena Vista, Nietert, Parker, Sullivan, Thompson, Voelker, Weaver, Wells, Williams—29.

So the bill passed and the title was agreed to.

The Journal of Saturday, March 14, was corrected and approved.

On motion of Mr. Cornwall, the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Tuesday, March 17, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer by Rev. A. D. Beckhart, pastor M. E. Church, of Anita, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Parker, Reed, Garner and Martin presented remonstrances of citizens of their respective counties against an extra session.

Referred to Committee on Code Revision.

Mr. Reed presented petition of citizens of Story county, asking additional normal schools.

Referred to Committee on normal schools.

Mr. Power presented remonstrance of citizens of Lee county, protesting against any change in existing corporation laws.

Referred to Committee on Code Revision.

Mr. Hinman presented petition of citizens of his district asking a uniform basis of taxation.

Referred to Committee on Code Revision.

Messrs. Merriam, Wells, Scott, Doubleday, Wheeler, Waters and Haugen presented remonstrances of citizens of their respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Mayne presented petition of Farmers' Mutual Insurance company of Kossuth county in reference to mutual insurance.

Referred to Committee on Insurance.

Mr. Mayne presented petition of citizens of Kossuth county, asking passage of House file No. 341.

Referred to Committee on Appropriations.

Mr. Mayne presented petition of Kossuth Farmers' Institute, favoring encouragement of wide tires in highways, asking no change in mutual insurance, against any change in present railroad laws and against an extra session.

Referred to Committee on Code Revision.

Mr. Speaker presented petition of citizens of Shelby county, asking the passage of Senate file No. 160.

Referred to Committee on School and Text Books.

REPORTS OF COMMITTEES.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate file No. 22, a bill for an act to authorize the transfer of county road funds to the county road fund and the county bridge fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House file No. 464, a bill for an act to amend section 2077 of the Code, relative to railroads and other common carriers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. B. BELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred resolution and amendments relating to the soldiers' and sailors' monument, with instructions to report by bill or otherwise, beg leave to report that they have had the same under consideration and have instructed me to report the following bill back to the House, with the recommendation that the same do pass.

House file No. 479, a bill for an act to change and modify the portraiture and design to be placed on the Iowa soldiers' and sailors' monument, and directing the Soldiers' and Sailors' Monument Committee therein.

[Signed]

W. B. BELL, *Chairman.*  
WIREMAN MILLER,  
C. F. BAILEY,  
H. B. WATTERS,  
J. H. MILLER,  
O. H. FRINK,  
J. L. GOOD,  
N. A. MERRELL,  
W. G. CROW,  
A. M. LOOMIS,  
L. S. HUNTLEY,  
P. A. SMITH,  
J. B. CLASSEN.

The bill was read first and second time and placed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 445, a bill for an act to amend section 111 of the Code, providing for an additional member of the executive council, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 469, a bill for an act to amend section 902 of the Code, limiting the time for bringing actions on tax deeds, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 456, a bill for an act to repeal chapter 8, acts of the Fifteenth General Assembly, relating to the permanent survey of lands and the establishment of lost corners and providing a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

On request of Mr. Cornwall, House file No. 456 was made a special order for Saturday, March 21, at 11 A. M.

Mr. Dowell was called to the Chair.

Mr. Doubleday called up his resolution in reference to afternoon sessions for the consideration of the Code, and moved its adoption.

Mr. Haugen offered the following substitute and moved its adoption:

*Resolved*, That on March 19th, 20th, 23rd and 24th, two sessions be held each day, commencing at 9 A. M. and 2 P. M., for the purpose of considering the proposed new Code only.

Lost.

The resolution of Mr. Doubleday was lost.

Mr. Ray called up his resolution in reference to final adjournment and moved to amend by changing the date from April 15th to April 22d.

Mr. Tibbitts moved to amend by making it May 1st.

Mr. Morrison of Grundy called up his resolution on the Clerk's desk in reference to final adjournment on April 9th and moved it be substituted for the resolution of Mr. Ray.

Mr. Byers moved that this matter be laid over until some future time to be taken up by the House.

Carried.

The Speaker resumed the Chair.

Mr. Spaulding called up and moved the adoption of his resolution, which was:

*Resolved*, That the Committee on appropriations be and is hereby instructed to base its recommendations for our state institutions and other appropriations for all purposes on a state levy not to exceed  $3\frac{1}{4}$  mills on the dollar on the present valuation.

On the resolution the yeas and nays were demanded, which resulted as follows:

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Brant, Brighton, Clark, Cornwall, Davis, Dowell, Early, Edwards, Finch, Frazee, Garner, Good, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Loomis, Lowry, McAchran, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Wheeler, Whittier, Williams, Wilson—57.

The nays were:

Messrs. Bell, Classen, Crow, Doubleday, Gurley, Ladd, Lambert, McDonald, McDowell, McQuin, Merrell, Potter, Smith, Temple, Watters, Wells, Whelan, Mr. Speaker—17.

Absent or not voting:

Messrs. Bowen, Brady, Brinton, Byington, Chapman, Cook, Evans, Frink, Funk, Griswold, Huntley, Jackson, Lauder, Lavender, McArthur, McNulty, Manahan, Marti, Miller of Cherokee, Nietert, Porter, Sullivan, Weaver, Wood—26.

So the resolution was adopted.

The following explanation of vote was filed:

MR. SPEAKER—I do not desire to vote a tax upon the state which would raise the tax to above two and one-half mills levy, and I vote “no.”

J. P. McDOWELL.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which the resolution passed the House.

J. F. REED.

I second the motion.

W. G. RAY.

Mr. Hauger moved that this motion be laid on the table.

Carried.

Mr. Morrison of Grundy offered the following resolution and moved its adoption.

WHEREAS, Several hundred pupils of the public schools of Black Hawk and Grundy counties will visit the Capitol on Friday, March 20; and

WHEREAS, These pupils are extremely anxious to witness a working session of the House of Representatives; therefore, be it

*Resolved*, That a session of this House be held on Friday afternoon at 2 o'clock for the purpose of taking up bills on the Calendar.

Adopted.

#### REPORT OF COMMITTEE.

Mr. Martin, from the Committee on Building and Loan, submitted the following report:

MR. SPEAKER—Your Committee on Building and Loan, to whom was referred Senate substitute for Senate files Nos 13, 34, 169, 191 and 232, a bill for an act defining building and loan associations and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations and repealing chapter 6, title 9 of the Code of 1873, and acts amendatory thereto, beg leave to report that they have had the same under consideration and have instructed me to report to the House a substitute, with the recommendation that the same do pass.

W. B. MARTIN,  
*Chairman.*

Substitute read first and second time and made a special order for 9 A. M., on Wednesday, March 25th.

On motion of Mr. Martin, 300 copies of substitute were ordered printed.

On request of Mr. Temple, House file No. 430, a bill for an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the board of railroad commissioners so as to embrace certain

matters with reference to such railways and providing for the payment of license fees by such railways and a penalty for interference with their electrical apparatus, was made a special order for Friday, March 20, at 10 A. M.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 200, a bill for an act to make an appropriation to the Iowa State Agricultural society.

W. E. BULLARD,  
*Secretary.*

Mr. McDonald called up House file No. 200 with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Thompson, Van Houten, Voelker, Watters, Wells, Wheeler, Whittier, Whelan, Williams, Wilson, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Byington, Chapman, Cook, Evans, Griswold, Jackson, McNulty, Manahan, Mayne, Nietert, Porter, Power, St. John, Sullivan, Temple, Tibbitts, Weaver, Whelan, Wood—20.

So the House concurred.

The House here took up the special order set for Friday, March 13, which was House file No. 376, a bill for an act for the better protection of members and beneficiaries of beneficiary organizations.



Mr. Ladd moved that the report of the committee be adopted.  
Carried.

Mr. Ladd moved to amend section 1 as follows:

Amend section 1, line 2, by inserting after the word "organization" the words "or mutual benefit association."

In line 3 strike out the word "forfeited" and insert "annulled or cancelled."

In line 5, strike out "forfeiture" and insert the words "annulment or cancellation."

In line 6 strike out the word "society" and insert the word "organization;" also after the word "the" insert "articles of incorporation" also after the word "organization" insert the words "or mutual benefit association;" also add after the word "notwithstanding" in line 7, the following:

*"Provided, however, that nothing herein contained shall prevent such association or organization from imposing a reasonable penalty or fine on the members who are delinquent at the time fixed by the constitution and by-laws for the payment of assessments."*

Adopted.

Mr. Ladd moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

Mr. Edwards voted in the negative.

Absent or not voting:

Messrs. Brinton, Byington, Chapman, Cook, Evans, Jackson, Manahan, Nietert, Porter, Sullivan—10.

So the bill passed and the title was agreed to.

On motion of Mr. Garner, Senate file No. 65, a bill for an act to prevent combinations between fire and other insurance companies insuring property, or between the officers, agents and employes of such companies, and to provide penalties for the violation thereof, which was set for a special order at 10 o'clock A. M. to-day, was taken up, considered and the report of the committee adopted.

Mr. Martin moved to amend as follows:

Amend by inserting after the word "companies" in the second line the words "not organized under the laws of this state."

Lost.

Mr. Garner moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Byington, Chapman, Cook, Evans, Jackson, Lambert, Manahan, Sullivan, Voelker—10.

So the bill passed and the title was agreed to.

Mr. Merrell called up the motion to reconsider the vote on House file No. 108.

Motion to reconsider carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Clark, Classen, Crow, Davis, Dowell, Edwards, Frazee, Frink,

Funk, Garner, Grote, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Lambert, Loomis, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nolan, Parker, Porter, Power, Prentis, Putnam, Reed, Scott, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Wilson, Wood—56.

The nays were:

Messrs. Allen, Brighton, Finch, Griswold, Gurley, Hauger, Klemme, Ladd, Lavender, McDonald, Merriam, Morrison of Grundy, Nietert, Potter, Ray, St. John, Temple, Thompson, Williams, Mr. Speaker—19.

Absent or not voting:

Messrs. Brinton, Byington, Chapman, Cook, Cornwall, Doubleday, Early, Evans, Good, Haugen, Jackson, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Manahan, Martin, Miller of Cherokee, Perrott, Smith, Spaulding, Sullivan, Tibbitts, Van Houten, Wells—25.

So the bill passed and the title was agreed to.

On request of the author, Mr. Potter, House file No. 431 was withdrawn.

On motion of Mr. McDowell, Senate file No. 337, a bill for an act to legalize the extension and enlargement of the incorporated town of Williamsburg, Iowa county, Iowa, with report of committee recommending passage, with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr McDowell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Good, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Spaulding, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brinton, Byington, Chapman, Classen, Cook, Evans, Funk, Garner, Griswold, Grote, Gurley, Hauger, Hunt, Jackson, Ladd, Lavender, Manahan, Morrison of Grundy, Nolan, Putnam, Smith, St. John, Sullivan, Van Houten, Weaver—26.

So the bill passed and the title was agreed to.

On motion of Mr. Voelker, Senate file No. 374, a bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town from March 17, 1882, to February 26, 1896, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Voelker moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lavender, Loomis, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brinton, Byington, Chapman, Cook, Evans, Garner, Grote, Haugen, Hauger, Hunt, Jackson, Ladd, Lauder, Lowry, McAchran, Manahan, Morrison of Grundy, Morrison of Keokuk, Smith, Spaulding, St. John, Sullivan, Van Houten—24.

So the bill passed and the title was agreed to.

House file No. 365, a bill for an act to amend chapter 87, acts of the Twenty-fifth General Assembly, relating to the publication of the proceedings of the Iowa State Teachers' association, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 110, a bill for an act to amend sections 7, 8, 13, 14, 15 and 25, chapter 98, acts of the Twenty-fourth General Assembly, relative to the printing and distribution of ballots at public expense, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 173, a bill for an act to amend section 3, chapter 211, acts of the Eighteenth General Assembly, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 430, a bill for an act to amend chapter 74 of the acts of the Eighteenth General Assembly, pertaining to the militia, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 409, a bill for an act to provide for the examination of the condition and standing of all fire insurance companies or associations transacting business in the State of Iowa, whether organized under the laws of Iowa or any state or territory of the United States, or any foreign government, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 459, a bill for an act to amend section 814 of the Code of 1873, to relieve the debtor class of our state from the unjust and onerous burden of paying taxes on the amounts of their mortgaged indebtedness, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 113, a bill for an act to amend section 589 of the Code, in reference to the election of the clerk of district court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 167, a bill for an act to provide for biennial elections of state, county and township officers, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 424, a bill for an act providing for the destruction of Canada or common thistles and other noxious weeds, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 410, a bill for an act to amend section 1 of chapter 163 of the acts of the Twentieth General Assembly, in relation to railroad crossings, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 255, a bill for an act to amend chapter 211, section 3, of the acts of the Eighteenth General Assembly, relating to fire insurance and fire insurance companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 126, a bill for an act amending chapter 3173 of the Code of Iowa, relative to the amount in controversy on appeal to the supreme court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 178, a bill for an act to prevent evasion of assessment for taxation by owners of notes, bills, mortgages, bonds and other evidences of indebtedness, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 136, a bill for an act to provide for the appointment of an examiner of accounts of all county officers in the State of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 86, a bill for an act to authorize the historical department of the State of Iowa to purchase a certain manuscript, known as "A History of the Iowa Troops in the War of the Rebellion," with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Martin, House adjourned till 2 P. M.

## AFTERNOON SESSION.

House met at 2 P. M., Speaker Byers in the Chair.

Journal of Monday, March 16th, corrected and approved.

The House here took up special order set for Thursday, March 12th, which was House file No. 202, a bill for an act to provide for the government control, report and inspection of private banks.

Mr. Nietert moved that report of committee recommending indefinite postponement be adopted.

Mr. Martin moved to substitute minority report, recommending passage with amendments, for the majority report.

Mr. Gurley was called to the Chair at 3:45.

Mr. Speaker resumed the Chair at 4:20.

Mr. Wood moved the previous question.

Carried.

Messrs. Martin and Brighton demanded the yeas and nays on the motion of Mr. Martin, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bell, Bird, Bowen, Brighton, Byington, Clark, Crow, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Funk, Griswold, Hauger, Hendershot, Hinkhouse, Hinman, Jackson, McArthur, McDonald, Martin, Merrell, Morrison of Grundy, Morrison of Keokuk, Parker, Perrott, Potter, Putnam, Scott, Sullivan, Thompson, Watters, Wells, Whelan, Mr. Speaker—37.

The nays were:

Messrs. Allen, Baker, Brady, Brant, Cornwall, Davis, Frink, Garner, Good, Grote, Gurley, Haugen, Hazen, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, McAchran, McDowell, McNulty, McQuin, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Porter, Power, Prentis, Ray, Reed, Spaulding, Temple, Tibbitts, Voelker, Weaver, Wheeler, Whittier, Williams, Wilson, Wood—50.

Absent or not voting:

Messrs. Bailey, Brinton, Chapman, Classen, Cook, Evans, Klemme, Lambert, Lowry, Manahan, Smith, St. John, Van Houten—13.

So the motion was lost.

The motion of Mr. Nietert carried, and the bill was indefinitely postponed.

On motion of Mr. Ray, the House adjourned till 9 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, March 18, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. R. T. Callway of Sanborn, Iowa.

#### PETITIONS AND MEMORIALS.

Messrs. Byington, Lowry, Sullivan, Lauder, Haugen, Brighton, Tibbitts, Morrison of Grundy and Scott presented remonstrance of citizens of their respective counties against an extra session.

Referred to Committee on Code Revision.

Messrs. Sullivan, Funk, Smith, Nolan and St. John presented remonstrance of citizens of their respective counties against the passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Sullivan presented petition of citizens of Clayton county asking for the regulation and control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Funk presented petition of citizens of Hardin, asking passage of Senate file No. 341.

Referred to Committee on Fish and Game.

Mr. Brighton presented petition of citizens of Jefferson county, asking for a uniform basis of taxation.

Referred to Committee on Code Revision.

Mr. Garner presented petition of citizens of Mahaska county asking for the erection of a memorial and art building.

Referred to Committee on Agriculture.

Messrs. Garner and Wheeler presented petitions of citizens of their respective counties, asking passage of Senate file No. 124.

Referred to Committee on Military.

Messrs. Dowell and McDowell presented petitions of citizens of their respective counties, asking the reimbursement of those who advanced money for the representation of our state at the world's cotton exposition at New Orleans.

Referred to Committee on Appropriations.

Mr. Hauger presented remonstrance of citizens of Black Hawk county against Senate file No. 160.

Referred to Committee on School and Text Books.

Mr. Brighton presented a resolution of the Farmers' club of Jefferson county, asking a careful consideration of the Code, either in the present session or in an extra session, if such be deemed necessary.

Referred to Committee on Code Revision.

Mr. Nolan presented a resolution of the Ballot Improvement club of Dubuque, asking for changes in the present laws governing the ballot.

Referred to Committee on Elections.

Mr. Frazee presented a resolution of the board of directors of the district township of Chickasaw, Chickasaw county, Iowa, against any change in the present school laws in reference to the present system of district townships.

Referred to Committee on School and Text Books.

#### REPORTS OF COMMITTEES.

Mr. Bailey, from the Committee on Judicial Districts, submitted the following report:

MR. SPEAKER—Your Committee on Judicial Districts, to whom was referred House file No. 472, a bill for an act to amend section 3 of chapter 134 of the acts of the Twenty-first General Assembly to transfer Harrison county from the Fourth to the Fifteenth Judicial District, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. F. BAILEY,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judicial Districts, to whom was referred House file No. 323, a bill for an act to increase the number of judges in the Fourth judicial district of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. F. BAILEY,  
*Chairman.*

Ordered passed on file.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House file No. 320, a bill for an act to amend section 1160 of the Code of

1873, as amended by chapter 103 of the acts of the Fifteenth General Assembly, chapter 104 of the acts of the Seventeenth General Assembly, chapter 11 of the acts of the Twentieth General Assembly, and chapter 93 of the acts of the Twenty-second General Assembly, relating to insurance, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Morrison of Grundy, House file No. 480, a bill for an act to repeal sections 1 and 2, chapter 20, acts of the Twenty-fourth General Assembly, and enact a substitute therefor changing the term of office of sub-directors from three to one year.

Read first and second time and referred to Committee on School and Text Books.

On the request of Mr. Huntley, House file No. 198 was made a special order for Thursday, March 26, at 10 A. M.

Mr. Cornwall moved that House file No. 5 be made a special order for Friday, March 27, at 10 A. M.

The yeas and nays were demanded by Messrs. Power and Sullivan on this question, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bell, Bird, Brant, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Finch, Funk, Garner, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Lavender, Loomis, McCachran, McArthur, McDonald, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Reed, Smith, St. John, Temple, Thompson, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—59.

The nays were:

Messrs. Frink, Hinkhouse, Hunt, Lambert, McQuin, Merriam, Morrison of Grundy, Nolan, Power, Ray, Scott, Spaulding, Sullivan, Van Houten—14.

Absent or not voting:

Messrs. Allen, Baker, Bowen, Brady, Brighton, Byington, Dowell, Edwards, Evans, Frazee, Griswold, Haugen, Jackson, Jay, Ladd, Lowry, McDowell, McNulty, Manahan, Marti,

Merrell, Miller of Warren, Mullin, Porter, Tibbitts, Voelker, Wilson—27.

So the motion prevailed.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which House file No. 376 passed the House on March 17, 1896.

W. C. McARTHUR.

I second the motion.

J. B. CLASSEN.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate wishes to recall House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 400, a bill for an act to amend section 2, chapter 3, acts of the Fifteenth General Assembly, relating to the pay of chaplains of the General Assembly.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 349, a bill for an act to amend section 4, chapter 143 of the acts of the Sixteenth General Assembly, relating to the appointment of judges in the superior court.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Weaver, House file No. 15, a bill for an act to revise, amend and codify the statutes in relation to the rights of property, which was set for a special order for Tuesday, March 17, at 11 A. M., with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Van Houten moved that the bill be read and considered section by section.

Mr. McArthur moved to amend as follows:

That only such parts of the bill be read where changes have been made by the Code Commission.

Amendment lost.

Mr. Early moved to amend as follows:

That the different chapters be called and amendments made, and the chapter disposed of before proceeding to the next.

Lost.

The motion of Mr. Van Houten was carried.

Mr. Lavender moved to amend as follows:

Amend section 6, chapter 2, title 14, by adding after the word "executed" in the twentieth line, the words "and acknowledged."

Amend said section further by adding after the word "person" in the twentieth line of said section, the following words: "Or received in evidence without further proof."

Lost.

Mr. Morrison of Grundy moved to amend section 6, chapter 2, by inserting the word "Iowa" between the words "responsible" and "insurance" in line 5.

Lost.

Mr. Cornwall moved that the remainder of chapter 7, from section 1, be considered read and that the Clerk proceed to read chapter 8.

Mr. Power raised the point of order that Mr. Cornwall's motion was out of order, since the House had ordered the bill read.

The Speaker decided the point not well taken, in order to expedite the business of the House.

The motion of Mr. Cornwall was adopted.

Mr. Martin moved to amend, as follows:

Strike out section 3 of chapter 8 and insert section 1990 of the Code in lieu thereof.

Mr. Lavender offered as a substitute:

Insert after the word "same" in line 2, section 3, the words "joint instrument."

Adopted.

Motion as amended carried.

Mr. Cornwall moved that sections 4, 5, 6 and 7 be considered read.

Carried.

The Clerk read section 8.

On motion of Mr. Gurley, the balance of chapter 8 beginning with section 9 was considered read, and the Clerk proceeded to read chapter 9.

Mr. Smith moved to amend as follows:

In section 5, line 1, chapter 9, after the word "upon" insert the words "one-half."

Lost.

Mr. Allen moved to amend section 5 as follows:

Strike out all after the word "term" in line 5 section 5.

Mr. Edwards offered the following as a substitute:

Strike out all after the word "rent" in line 6 and insert the following: "or a copy thereof is filed with the recorder of the county wherein the leased property is situated; *provided*, that the county recorder shall keep an index of leases in which he shall index all leases filed in his office, directly and indirectly, and describe the leased premises and show the amount for which the lien is claimed, and such recorder shall receive as compensation for filing and indexing such lease the sum of twenty cents.

SEC. 2. Whenever the amount due on any lease is paid off, the lessor or those legally acting for him, must acknowledge satisfaction thereof in the margin of the index of leases opposite the index of said lease, or by the execution of an instrument in writing, referring to the lease and duly acknowledged and filed with the recorder of the county wherein the lease has been filed. If he fails to do so within thirty days after being requested in writing, he shall forfeit to the lessee the sum of \$25.

Lost.

The amendment of Mr. Allen was carried.

Mr. Martin moved to amend as follows:

Amend by inserting after the word "term" in third line of section 5: "Except for purchase money for property purchased after the tenant has taken possession of the land premises."

Lost.

Mr. Funk moved to strike out all of line 2 and line 3, up to and including the word "execution."

Lost.

On motion of Mr. Temple, chapters 10 and 11 were considered read.

Mr. Weaver moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch,

Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinman, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

The nays were:

Messrs. Power and Sullivan—2.

Absent or not voting:

Messrs. Bailey, Brighton, Evans, Frazee, Frink, Hauger, Hinkhouse, Huntley, Lauder, Lowry, Manahan, Morrison of Grundy, Nolan, Spaulding—14.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—This bill (House file No. 15) not having been read and adopted section by section, I vote "nay."

T. J. SULLIVAN

MR. SPEAKER—As this bill has not been read and adopted section by section, as provided by this House, I vote "no."

J. T. P. POWER.

#### MESSAGE FROM THE SENATE.

The following Message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate wishes to recall Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes.

W. E. BULLARD,  
*Secretary.*

Mr. Paul S. Miller appeared and was then duly sworn in as clerk of the second division of the Code Revision Committee for the remainder of the present session.

Mr. Miller of Cherokee moved that House adjourn till 9 A. M. to-morrow.

Mr. Klemme moved to amend by making it 2 P. M.

Amendment lost.

Motion of Mr. Miller of Cherokee carried.

House adjourned.

Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hinman, Huntley, Johnston of Franklin, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Parker, Potter, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Thompson, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—65.

The nays were:

Messrs. Baker, Frazee, Garner, Hazen, Hendershot, Hunt, Jackson, Jay, Lavender, McArthur, McQuin, Manahan, Marti, Martin, Merriam, Morrison of Grundy, Morrison of Keokuk, Porter, Power, Ray, Reed, Sullivan, Temple, Voelker, Weaver, Wood—26.

Absent or not voting:

Messrs. Brighton, Evans, Hinkhouse, Johnson of Webster, Klemme, McNulty, Perrott, Tibbitts—8.

So the motion prevailed and the clerk read the bill.

The following explanation of vote was filed:

MR. SPEAKER—I vote “no” for the reason that I do not believe in the policy of giving this commission any sum in the way of appropriations when there is crying need in so many other directions, and the state money is in a depleted condition.

F. B. MANAHAN.

Mr. McArthur excused from voting under rule 16.

On the question, “Shall the bill pass?” the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

The nays were:

Messrs. Baker, Jackson, McQuin, Marti, Morrison of Keokuk, Porter, Power, Temple—8.



Absent or not voting:

Messrs. Edwards, Evans, Haugen, Hunt, Johnson of Webster, Manahan, Perrott—7.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—As this bill carries with it an appropriation which is in opposition to a resolution adopted by this House March 2d, I vote "no."

B. M. McQUIN.

MR. SPEAKER—While protesting against the passing of bills carrying with them large appropriations without having first been resubmitted to the appropriation committee, in accordance with resolutions adopted by this House, yet feeling that this bill should pass, I vote "aye."

W. B. MARTIN.

MR. SPEAKER—As I object to the latter part of section 2, I vote "no."

J. T. P. POWER.

MR. SPEAKER—I vote "no" on House file No. 479, being opposed to any further appropriations for the purpose.

A. E. JACKSON.

MR. SPEAKER—I vote "aye," but protest against the action in overruling the resolution passed by this House March 2, 1896, as follows:

*Resolved.* That hereafter all bills introduced and all reports of committees on bills providing for an appropriation of money shall first be submitted to the Committee on Appropriations before being acted upon.

H. O. WEAVER.

MR. SPEAKER—While opposed to the methods under which a vote has been forced upon this question, yet being in full sympathy with most of the provisions of House file No. 479, I desire to be recorded as voting "aye."

FRANK F. MERRIAM.

MR. SPEAKER—I am opposed to the method by which this bill has been forced upon the House against the standing rules, but am in favor of the general provisions of the bill. I vote "aye."

J. F. REED.

MR. SPEAKER—Believing that the point of order that House file No. 479 should have been sent to the Committee on Appropriations was well taken, I desire to protest against what I consider as an arbitrary ruling on the part of the Chair. I vote "aye."

J. D. MORRISON.

MR. SPEAKER—I vote against the bill for two reasons:

*First.*—That section 2 proposes to destroy the record of the equestrian statues.

*Second.*—That sections 6 and 7 throw out two battle scenes in which Iowa troops took part and replace them by two in which they never participated.

JOHN MORRISON.

Mr. Morrison of Keokuk called up the House joint resolution No. 8, in reference to the pardon of A. F. Hockett, with

Mr. Smith offered the following resolution, and moved it be adopted:

*Be it Resolved by the House of Representatives, That, whereas, certain charges of changes in the law regulating and governing railroads have been made and circulated, arousing suspicion in the minds of many people; and,*

WHEREAS, This House desires the utmost care and careful inspection to be given all such legislation, to the end that no just ground of suspicion may exist; and,

WHEREAS, The said chapters are of the utmost importance, and are zealously guarded by the people, be it

*Resolved, That in addition to the inspection and careful examination given it by the second division of the Code revision committee of this House, that the full Code revision committee shall examine and report on chapters 4, 5, 6 and 7 of title 10 of House file No. 11, and report to this House at the earliest date practicable and consistent with a careful inspection of the same, and that when the same is brought upon passage the same be read in full.*

Adopted.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House file No. 49 was lost. Also the vote whereby the bill was considered engrossed and put on its passage.

DAVID BRANT.

I second the same.

JOHN MORRISON.

On request of Mr. Miller of Warren, House file No. 355, a bill for an act defining bicycles and regulating their use was made a special order for March 26, at 10 A. M

#### INTRODUCTION OF BILLS.

By Mr. Wood, House file No. 481, a bill for an act to provide for a proper recognition of the battleship, Iowa.

Read first and second time and referred to Committee on Appropriations.

By Mr. Weaver, House file No. 482, a bill for an act to provide for an exhibit of the resources of the state of Iowa at the trans-Mississippi and international exposition to be held at Omaha in the year 1898.

Read first and second time and referred to Committee on Appropriations.

#### PETITIONS AND MEMORIALS.

Mr. McArthur presented petition of citizens of Burlington, asking passage of House file No. 31.

Referred to Committee on Insurance.

Mr. McArthur presented petition of citizens of Burlington, Iowa, asking an Iowa manufacturing building upon Iowa State Fair Grounds.

Referred to Committee on Appropriations.

#### REPORTS OF COMMITTEES.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 1, a bill for an act defining fraternal beneficiary societies, orders or associations, and regulating the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 451, a bill for an act relinquishing an escheat in Hamilton county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 425, a bill for an act to amend section 2774 of the Code of 1873, relating to jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 473, a bill for an act to amend chapter 134 of the laws of the Fourteenth General Assembly, relating to fees of Justices of the Peace for collecting money, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 462, a bill for an act to require hotel and lodging house-keepers to provide fire escapes for guests and employes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 463, a bill for an act to legalize the bonds of the water works company of Pella, Marion county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 343, a bill for an act to amend section 1132 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

Mr. Finch, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 107, a bill for an act to legalize conveyances of real estate made in compliance with the laws and usages of other states, territories and countries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. FINCH,

*Chairman pro tem.*

Ordered passed on file.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 478, a bill for an act to legalize the purchase of ground by the independent district of West Lafayette, Keokuk county,

Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Judiciary.

J. F. REED,  
*Chairman.*

So ordered.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' Home at Davenport, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

On motion of Mr. Griswold the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, March 20, 1896. }

In pursuance to adjournment, the House met at 9 A. M., with Speaker Byers in the Chair.

The opening prayer was offered by Rev. J. F. Nugent, of Des Moines.

#### PETITIONS AND MEMORIALS.

Messrs. Wood, Potter, Wells, Allen, St. John, Gurley, Power, Scott, Bell, Whittier, Hunt, Miller of Warren, Nietert, Voelker, Parker and Funk, presented remonstrances of citizens of their respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Manahan presented petition of citizens of Plymouth county, asking the passage of a bill changing the dates for the destruction of Russian thistles from ten to fifteen days earlier.

Referred to Committee on Agriculture.

Mr. Jackson presented petition of citizens of Tama county asking passage of Senate file No. 124.

Referred to Committee on Military.

Messrs. Crow and Brinton presented petitions of citizens of their respective counties against any change in present Iowa railroad law.

Referred to Committee on Code Revision.

Messrs. Hauger, Frazee, Good and Jackson presented petitions against Senate file No. 160.

Referred to Committee on School and Text-books.

Messrs. Gurley and Johnson of Webster presented petitions asking a reimbursement of those who advanced money to represent the State at the World's Cotton Exposition at New Orleans in 1885.

Referred to Committee on Appropriations.

Mr. Brant presented petition of citizens of Linn county asking the retention of the present jury law.

Referred to the Committee on Judiciary.

Mr. Doubleday presented petition of citizens of Polk county, asking for additional normal schools.

Referred to Committee on Normal Schools.

Mr. Jackson presented a resolution from Tama County Farmers' Alliance, asking that the railroad laws be amended to prevent unreasonable charges on the short haul.

Referred to Committee on Railroads and Commerce.

Mr. Jackson presented a resolution from Tama County Farmers' Institute against present proposed bill for appropriation of institute funds and favoring the present law.

Referred to Committee on Agriculture.

Mr. Jackson presented petition from Tama county, asking a uniform basis of assessment.

Referred to Committee on Ways and Means.

Mr. Lambert presented petition from voters of district township of Iowa, Johnson county, with reference to a change in the present school law.

Referred to Committee on School and Text-books.

Mr. Smith presented petition of citizens of Greene county asking for a law providing a penalty for the destruction of trees on schoolhouse property.

Referred to Committee on School and Text-books.

Mr. Johnson of Webster presented petition of citizens of Webster county, asking for the passage of House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Hunt presented petition of citizens of Des Moines county, relative to the taxation of transient merchants and peddlers.

Referred to Committee on Municipal Corporations.

Mr. Allen presented petition of J. W. Cole, of Birmingham, Iowa, asking the enactment of a law whereby dealers in monuments may have a lien on their work.

Referred to Committee on Judiciary.

Mr. Bailey presented remonstrance of city of Hull, Iowa, against the method of disposing of the bill granting equal political rights for women.

Referred to Committee on Woman Suffrage.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Substitute for Senate file No. 29, a bill for an act to regulate primary elections for nomination of candidates by political parties or associations, and to punish fraud therein.

W. E. BULLARD,  
*Secretary.*

#### REPORTS OF COMMITTEES.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the governor of Iowa the application for pardon of George Stanley, who was, at the April, A. D. 1871, term of the District Court of Iowa in and for Story county, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be not granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was referred chapter 49, title 25 of proposed Code, House file No. 26, relative to pardons and remission of fines and forfeitures, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred back to the Fifth Division of the Code Revision Committee without change.

LYMAN WHITTIER,  
*Chairman.*

So ordered.

Mr. Early, from the Committee on Insurance, submitted the following report:

MR. PRESIDENT—Your Committee on Insurance, to whom was referred House file No. 474, a bill for an act to provide for compensation for volunteer fire companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CHAS. L. EARLY,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 471, a bill for an act making all section lines public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

H. B. WATTERS  
*Chairman.*

Ordered passed on file.



Mr. Allen, from the second division of the Committee on Code Revision, submitted the following supplemental report:

MR. SPEAKER—Your Committee on Code Revision, second division, to whom was referred House file No. 11, a bill for an act to revise, amend and codify the statutes in relation to internal improvements, and to whom was re-committed the aforesaid House file, at the request of said second division, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments, which are to supplement and be in addition to the amendments submitted in their former report hereon:

CHAPTER VII.

On page 413, section 16, lines 17–19 and 21, strike out “mandamus” and insert “injunction.”

On page 414, section 19, line 2, after “investigation” add “and the burden of proof shall not be held to be upon the person or persons making the complaint;” also strike out “it” and insert “the board.”

On page 418, section 26, add to said section, after the last word thereof, the following:

“Such fine to be imposed in a criminal prosecution by indictment, or shall be subject to the liability prescribed in the next succeeding section, to be recovered as therein provided.”

On page 419, section 29, line 5, add after “employees” the words “nor the issuance of mileage, excursion or commutation passenger tickets.”

W. S. ALLEN,

*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 330, a bill for an act to authorize counties, cities and other municipal corporations to take and hold gifts or bequests and to manage the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your committee on Municipal Corporations, to whom was referred House file No. 291, a bill for an act to repeal section 420 of the Code of 1873, and enacting a substitute therefor governing the expense of local boards of health and the tax thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 470, a bill for an act to authorize the people of cities acting under special charters to transfer or dedicate parks, public squares or plats of ground for free public library building purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments: Amend the title by striking from the first line thereof the words "the people of;" amend section 1 by striking out all before the words "any city" in the first line thereof, and by striking the letter "s" from the word "charters," and by striking out the words "to transfer or rededicate all of" in line three thereof, and insert in lieu thereof the words "may use;" and by striking out the words "to be used" in the fourth line; amend further by striking out all after section 1.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Merriam, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 374, a bill for an act to provide for the auditing and payment of certain expenses of district courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 390, a bill for an act to amend chapter 74, acts of the Twenty-fifth General Assembly, concerning compensation of justices of the peace and constables, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that this committee has reported favorably on a bill that embodies the same provisions.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 131, a bill for an act to repeal chapter 74 of the Twenty-fifth General Assembly, limiting justices of the peace and constables' compensation, beg leave to report that they have had the

same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 438, a bill for an act to amend section 1390 of chapter 2 of title 11 of the Code of 1873, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred House file No. 435, a bill for an act to amend chapter 8 in title 12 of the Code and acts amendatory thereto, relating to county high schools, by providing a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Mayne, from the Committee on State University, submitted the following report:

MR. SPEAKER—Your Committee on State University, to whom was referred House file No. 421, a bill for an act to provide for state scholarships in the State University of Iowa, and the manner of awarding the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

On the first page, second line, of section 1, that the word "biennially" be inserted in lieu of the word "annually."

Also, in the fourth line of same section that the word "district" be stricken out and the word "county" be inserted in lieu thereof.

Also, in section 2, third line, that the words "each and every year" be stricken out and the words "the year 1897 and biennially thereafter" be inserted in lieu thereof.

Also, in section 8, second line that the words "in each year" be stricken out and the words "preceding the date of examination" be inserted in lieu thereof.

SAMUEL MAYNE.  
*Chairman.*

Ordered passed on file.

Mr. Weaver, from the Committee on Code Revision, fifth division, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, fifth division, to whom was referred House file No. 16, a bill for an act to revise, amend and codify the statutes in relation to commerce, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with the following amendments:

For subdivision 1, section 8, chapter 8, on page 637, the following is recommended as a substitute therefor: "As between persons claiming mechanics' liens upon the same property according to the order of filing of the statements and accounts therefor."

Also, after the word "betterment" in line 35 of paragraph 4, section 3 of chapter 8, page 638, add the following: "In case the premises do not sell for more than sufficient to pay off the prior mortgage or other lien, the proceeds shall be applied on the prior mortgage or other liens."

Also, strike out all after the word "shall" in line 9 of section 15, page 639, and insert the following in lieu thereof: "Have priority in the order in which they are filed."

H. O. WEAVER,  
*Chairman.*

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House files Nos. 30, 82 and 106, bills for an act to allow the manufacture, sale and shipment of malt, spirituous and vinous liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the accompanying bill be substituted therefor, and that when so substituted the same do pass.

W. B. CHAPMAN,  
*Chairman.*

Substitute read first and second time.

Mr. McNulty moved that this bill be made a special order for Friday, March 27.

Messrs. Hinman and Cook demanded the "yeas" and "nays" on this question, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bowen, Brant, Byington, Clark, Crow, Frazee, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lauder, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Merrell, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Porter, Potter, Power, Putnam, Sullivan, Tibbitts, Voelker, Wells, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—48.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Brighton, Classen, Cook, Cornwall, Davis, Doubleday, Edwards, Finch, Frink, Funk, Griswold, Haugen, Hauger, Hinman, Huntley, Johnson of Webster, Ladd, Lavender, Loomis, McCachran, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Parker, Perrott, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Watters, Weaver, Williams—46.

Absent or not voting:

Messrs. Brady, Brinton, Chapman, Dowell, Early, Evans, Garner, Good, Johnston of Franklin, Klemme, Wood—11.

So the motion was lost.

The following explanation of vote was filed:

MR. SPEAKER—As I am opposed to making special orders, I vote "no."  
A. H. EDWARDS.

MINORITY REPORT OF COMMITTEE.

MR. SPEAKER—The undersigned, a minority of your Committee on Suppression of Intemperance, to which were referred House files Nos. 30, 82, and 106 beg leave to report as follows:

The enactment of either said bills or any bill of similar character would be inconsistent with the existing laws prohibiting the traffic in intoxicating liquors and the settled policy of the state. The sale of intoxicating liquors is prohibited by a law of state wide application, passed in obedience to the expressed wish of the people at a special election held for that purpose, June 27, 1882. To authorize the manufacture and wholesaling of an article of which the sale by retail is no where legalized in the state involves a manifest and palpable absurdity.

Believing therefore, that the passage of such measures would be inconsistent with the settled policy of the state, and one of the steps of a settled plan, dictated by the promoters of the liquor traffic, leading up to the unlimited sale of intoxicating liquors within its borders; believing further, that it is in opposition to the will of a large majority of the people (and that its results would be vicious and injurious to the best interests of the state,) we would respectfully recommend that said bills and the committee substitutes be therefore indefinitely postponed.

J. H. FUNK,  
W. B. MARTIN,  
P. L. PRENTIS,  
W. E. HAUGER,  
J. F. REED,  
G. N. HAUGEN,  
S. N. HINMAN,

The substitute for Senate file No. 29 was called up, read the first and second time, and placed on file.

On motion of Mr. Wells, House file No. 298, a bill for an act declaring express companies operating and doing business in this state common carriers, and providing for their regulation and control by the railroad commissioners, was made a special order for 2 P. M. to day.

Mr. McArthur called up Senate file No. 395, in reference to the Semi Centennial Celebration, and making an appropriation therefor, which was read the first and second time.

Mr. McArthur moved the bill be taken up and put on its passage now.

Mr. Van Houten moved that the bill be referred to the Committee on Appropriations.

Carried.

The House here took up the special order set for Tuesday at 11 A. M., which was House file No. 297, a bill for an act to protect laborers in their rights to work.

Mr. Spaulding moved that the report of the committee recommending passage be adopted.

Carried.

Mr. McArthur moved to amend by striking out the words "less than one year nor more than" in line 6, and substitute in lieu thereof the words "not to exceed."

Adopted.

Mr. Cornwall moved to amend by inserting after the word "occupation" in the fifth line the following: "With the purpose and intent of hindering any person so employed in any lawful employment."

Adopted.

Mr. Brant moved that the bill be referred to the Committee on Judiciary.

Lost.

Mr. Tibbitts moved to amend by striking out in lines 2 and 4 of section 1 the word "those" and inserting the word "employee."

Carried.

Mr. Manahan moved to amend by striking out in line 6, the word "penitentiary" and insert in lieu thereof "county jail." and in the same line strike out the words "five years" and insert the word "one year."

Lost.

Mr. Weaver moved to amend by striking out the words "threats, intimidation, or" in line 1, section 1.

Lost.

Mr. Temple moved to reconsider the vote whereby the House refused to refer this bill to the Committee on Judiciary, and to amend the motion so that the bill will retain its place on the Calendar, and be reported back by Tuesday, March 24.

Carried.

Motion of Mr. Brant, as amended, carried.

#### SENATE MESSAGES.

Senate file No. 219, a bill for an act to fix the burden of proof in a certain class of actions against telegraph companies, was read first and second time and referred to Committee on Telegraph, Telephone and Express.

Senate file No. 297, a bill for an act to amend section 4091 of the Code, relating to nuisances, was read first and second time and referred to Committee on Public Health.

Senate file No. 272, a bill for an act to amend section 3721 of the Code of 1878, in reference to taking depositions, was read first and second time and referred to Committee on Judiciary.

Senate file No. 170, a bill for an act regulating fees for the incorporation and the increase in capital stock of companies and corporations in the State of Iowa, was read first and second time and referred to Committee on Insurance.

Senate file No. 18, a bill for an act repealing sections 1802 and 1803 of the Code as amended, and providing a substitute therefor, was read first and second time and referred to Committee on School and Text Books.

Senate file No. 138, a bill for an act to repeal section 963 of the Code of 1873, relating to costs on appeal in establishing highways, and to enact a substitute therefor, was read first and second time and referred to Committee on Roads and Highways.

Senate file No. 163, a bill for an act to amend section 3908 of the Code of 1873, relating to embezzlement by public officers, was read first and second time and referred to Committee on Judiciary.

#### SPECIAL ORDER.

House file No. 20, a bill for an act to revise, amend and codify the statutes in relation to attachments, garnishments, executions and supplementary proceedings, with the report of the committee recommending passage, with amendments, which was set for Wednesday, March 18, was taken up and considered.

Mr. Finch moved that the report of the committee be adopted.

Carried.

Mr. Finch moved that the Clerk call the sections of the bill for amendment and read only those sections as changed by the Code Committee or which are amended by the committee or by members upon the floor.

Adopted.

Mr. Lavender moved to amend section 12 by striking out the same and inserting in lieu thereof the following:

SEC. 12. The facts stated as a cause of attachment shall not be contested by way of defense to the action. The defendant's remedy shall be on the attachment bond. In such action the plaintiff may recover if he shows that the attachment was wrongfully sworn out, and that there was no reasonable cause to believe the grounds therefor to be true, the actual damages sustained, with a reasonable attorney's fee to be fixed by the court, and if such writ was sued out without probable cause and maliciously, he may recover exemplary damages. Action upon the bond may be brought before the principal cause is determined, and the attachment the defendant may also sue thereon by way of counter-claim, and recover as in an original action.

Lost.

Mr. Temple moved to amend section 12, chapter 1, by inserting in line 2, after the word "write" the words "if unauthorized or."

Carried.

Mr. Finch moved to amend by striking out of lines 3 and 4 of section 35 the words "In the court from which the process is issued in the manner provided in garnishment proceedings."

Adopted.

Mr. Temple moved to amend section 23 of chapter 1 by adding to section 23 the following:

It shall be the duty of the officer signing the entry on the incumbrance book, upon the satisfaction of said liens, to at once enter a release of said lien upon said encumbrance book, showing the date of said satisfaction.

Adopted.

Mr. Martin moved that section 3, chapter 102, acts of the Twenty-fifth General Assembly, be inserted in lieu of section 65, chapter 3 of this bill which was stricken out by the Committee on Code Revision.

On a division of the House the motion was lost by a vote of 32 for and 41 against.



Mr. Tibbitts moved to amend section 11 of chapter 2 by inserting the word "registered" before the word "letter" in line 6.

Carried.

Mr. Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

Messrs. Frazee, Manahan, Martin, Merriam, Power, Sullivan—5.

Absent or not voting:

Messrs. Brighton, Frazee, Garner, Hinkhouse, Hinman, Hunt, Jay, Johnston of Franklin, Lauder, McArthur, Miller of Cherokee, Morrison of Grundy, Weaver, Wheeler—14.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—I vote "nay" for the reason that I do not consider a vote can be given intelligently without a full reading of the bill.

F. B. MANAHAN.

MR. SPEAKER—I protest against the passage of this bill as it has never been read in full in this House, as I believe is contemplated in section 17 of article 3 of the constitution of the State of Iowa, and I protest against the record showing that it was so read. I vote "no."

J. T. P. POWER.

MR. SPEAKER—I vote "nay" on this bill (House file No. 20) as it has not been read in full.

T. J. SULLIVAN.

MR. SPEAKER—I do not desire to vote for any measure that has any clause or section therein that is manifestly unjust to any class of laborers, therefore I vote "no."

W. B. MARTIN.

**MR. SPEAKER**—Believing that this bill has been weakened by the rejection of the amendments proposed to replace section 65, chapter 3, and that the interests of laboring men demand such amendments, I vote "no."

**FRANK F. MERRIAM.**

#### INTRODUCTION OF BILLS.

By Mr. Davis, House file No. 483, a bill for an act fixing the compensation of the commissioner of pharmacy and the salary of the secretary and treasurer of said commissioner, and for the inspection of their books and accounts by the Governor.

Read first and second time and referred to Committee on Pharmacy.

By Committee on Senatorial Districts, House file No. 484, a bill for an act fixing the number of senators in the General Assembly and apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

Read first and second time and passed on file.

By Mr. Perrott, House file No. 485, a bill for an act to provide for holding terms of the district court at Perry, Dallas county, Iowa, in the Fifth judicial district and defining the jurisdiction of said court.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Gurley, the House adjourned till 2 P. M.

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#### AFTERNOON SESSION.

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House met at 2 P. M., with Speaker Byers in the Chair.

The House here took up the special order set for 2 P. M., which was House file No. 298, a bill for an act declaring express companies operating and doing business in this state common carriers, and providing for their regulation and control by the railroad commissioners.

Mr. Wells moved that the report of the committee be adopted. Carried.

Mr. Allen moved to amend by inserting in line 3, before the word "neglect" the words "unjust discrimination."

Adopted.

Mr. Wells moved to amend by inserting in line 5, section 2, after the word "directed" the words "so far as it may seem to them expedient and practicable under existing statutes."

Adopted.

Mr. Morrison of Keokuk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lavender, Loomis, McAchran, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Messrs. Clark, Davis, Gurley, Hauger, Johnston of Franklin, Lauder, Lowry, McQuin, Miller of Cherokee, Morrison of Grundy, Perrott, Wheeler—11.

On motion of Mr. McArthur, House file No. 322, a bill for an act to amend section 1550 of the Code, relating to contracts for payment of intoxicating liquors, which was set for 10 A. M. Thursday, with report of committee recommending amendments, and when so amended that the same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. McArthur moved to amend by inserting in the fourth line after the word "in" the words "cities and."

Mr. McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bowen, Brant, Chapman, Davis, Edwards, Evans, Grote, Gurley, Jackson, Jay, Klemme, McArthur, McNulty,

McQuin, Marti, Mayne, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Potter, Power, Putnam, Thompson, Tibbitts, Voelker, Whelan, Mr. Speaker—28.

The nays were:

Messrs. Allen, Bell, Classen, Cook, Cornwall, Doubleday, Frink, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Johnson of Webster, Ladd, Lavender, Loomis, McAchran, McDonald, Martin, Merriam, Miller of Buena Vista, Miller of Warren, Mullin, Parker, Perrott, Porter, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Van Houten, Watters, Whittier, Williams, Wood—41.

Absent or not voting:

Messrs. Bailey, Baker, Bird, Brady, Brighton, Brinton, Byington, Clark, Crow, Dowell, Early, Finch, Frazee, Funk, Garner, Good, Hinkhouse, Hunt, Johnston of Franklin, Lambert, Lauder, Lowry, McDowell, Manahan, Merrell, Miller of Cherokee, Sullivan, Weaver, Wells, Wheeler, Wilson—31.

So the bill was lost.

On motion of Mr. Temple, House file No. 436, a bill for an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the board of railroad commissioners so as to embrace certain matters with reference to such railways, and providing for the payment of license fees by such railways and a penalty for interference with their electrical apparatus, which was set for 10 A. M. to-day, with report of committee recommending passage, was taken up, considered, and the report of committee adopted.

Mr. Temple moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Carried.

Mr. Temple moved to reconsider the vote just taken.

Carried.

On motion of Mr. Temple, further consideration of this bill was deferred until Tuesday, March 24, at 11 A. M.

Mr. Finch called up the motion to reconsider the vote on House file No. 244.

The Speaker stated, on the information of the Clerk, that the bill had been messaged to the Senate.

Mr. Funk moved that the House recall House file No. 244 from the Senate.

Mr. Doubleday moved to lay this motion on the table.

Lost.

The motion of Mr. Funk was then carried.

On motion of Mr. Bowen, Senate file No. 66, a bill for an act to prevent blindness and for the care of infants affected with disease of the eyes, and to provide a penalty for the violation thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Bowen moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frink, Funk, Griswold, Grote, Haugen, Hauger, Hendershot, Hinman, Hunt, Jay, Lavender, McAchran, McArthur, McNulty, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Ray, Scott, St. John, Temple, Thompson, Wells, Whelan, Whittier, Wood, Mr. Speaker—57.

The nays were:

Messrs. Brant, Evans, Frazee, Garner, Good, Hazen, Hinkhouse, Jackson, Johnson of Webster, McDonald, McDowell, McQuin, Manahan, Merrell, Nolan, Power, Reed, Sullivan Watters, Weaver, Williams, Wilson—22.

Absent or not voting.

Messrs. Chapman, Clark, Crow, Gurley, Huntley, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, Marti, Miller of Cherokee, Putnam, Smith, Spaulding, Tibbitts, Van Houten, Voelker, Wheeler—21.

So the bill passed and the title was agreed to.

On motion of Mr. Parker, the substitute for Senate file No. 24, a bill for an act requiring that juvenile and adult criminals be kept apart, was taken up and considered.

Mr. Dowell took the Chair.

Mr. McNulty moved that 150 copies of Senate file No. 24 be ordered printed, and that the bill be deferred until Tuesday, March 24, at 2 P. M.

Carried.

House file No. 473, a bill for an act to amend chapter 134, acts of the Fourteenth General Assembly, relating to fees of

justices of the peace for collecting money, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 442, a bill for an act to reimburse the members and heirs of members of the Second and Third Iowa Infantry for gray uniforms purchased during the war, with report of committee recommending it be indefinitely postponed was taken up and considered.

Mr. Morrison of Keokuk moved that the bill be again referred to the Committee on Military for further investigation.

Carried.

By request the bill was permitted to retain its place on the Calendar.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended the title and bill and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 145, a bill for an act to define express companies, to prescribe the order of taxing the same, and to fix the rate of taxation thereon.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

A substitute for House file No. 378, a bill for an act defining building and loan or savings and loan associations, and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations, and repealing acts and parts of acts inconsistent with this act.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

A substitute for Senate file No. 68, a bill for an act relative to trimming osage orange, willow and all other hedge fences along highways, and for keeping the roads clear of weeds.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

A substitute for Senate file No. 16, a bill for an act to authorize all banks organized under the laws of this state to act in a judiciary capacity.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

House file No. 253, a bill for an act to amend section 454 of the Code, relating to powers of cities.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Morrison of Keokuk, House file No. 112, a bill for an act to compel all railway trains to carry passengers, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Morrison of Keokuk moved that the report of the committee be not concurred in.

Carried.

Mr. Morrison of Keokuk moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Chapman, Cook, Doubleday, Evans, Frazee, Funk, Garner, Hauger, Hazen, Hinkhouse, Huntley, Johnson of Webster, Loomis, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Parker, Putnam, Scott, Spaulding, Tibbitts, Van Houten, Watters, Wells, Whelan—25.

The nays were:

Messrs. Allen, Baker, Bell, Bird, Brant, Brighton, Brinton, Cornwall, Davis, Finch, Frink, Griswold, Hendershot, Hinman, Hunt, Klemme, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Mayne, Merriam, Miller of Buena Vista, Mullin, Nietert, Nolan, Perrott, Power, Prentis, Smith, St. John, Temple, Weaver, Whittier, Williams, Wilson, Wood—39.

Absent or not voting:

Messrs. Bailey, Bowen, Brady, Byington, Clark, Classen, Crow, Dowell, Early, Edwards, Good, Grote, Gurley, Haugen, Jackson, Jay, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Lowry, McDowell, Manahan, Martin, Merrell, Miller of Cherokee, Porter, Potter, Ray, Reed, Sullivan, Thompson, Voelker, Wheeler, Mr. Speaker—36.

So the bill was lost.

House file No. 111, a bill for an act to amend the fire insurance laws of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote on Senate file No. 66.

C. R. PORTER

I second the motion.

S. MAYNE

Messrs. Wells, St. John, McDowell, Bowen, Frink, Power, Jay, Wheeler, Bird, Gurley, McDonald, Nolan, Mullin and Frazee were excused until next Tuesday.

On motion of Mr. Chapman the House adjourned until 9 A. M. to-morrow.



HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, March 21, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair. .

Prayer was offered by Rev. J. C. R. Layton, of Des Moines.

Messrs. Classen and McAchran were excused until Tuesday morning.

Mr. Mullin was granted indefinite leave of absence on account of sickness.

The roll was called to ascertain if there be a quorum present.

Those present were:

Messrs. Allen, Bailey, Baker, Bell, Brady, Brant, Brighton, Brinton, Byington, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Evans, Finch, Garner, Good, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Lambert, Lauder, McAchran, McNulty, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morison of Keokuk, Nietert, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—70.

Those absent were:

Messrs. Bird, Bowen, Chapman, Clark, Classen, Davis, Edwards, Frazee, Frink, Funk, Grote, Gurley, Jackson, Jay, Johnston of Franklin, Ladd, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, Mayne, Miller of Cherokee, Mullin, Nolan, Power, Smith, St. John, Wells, Wheeler—30.

#### PETITIONS AND MEMORIALS.

Messrs. Reed and Good presented petitions of citizens of their respective counties asking for a uniform basis of assessment.

Referred to Committee on Ways and Means.

Messrs. Sullivan, Evans, Loomis and Garner presented remonstrances of citizens of their respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Messrs. Evans and Doubleday presented remonstrances of citizens of their respective counties against an extra session.

Referred to Committee on Code Revision.

Mr. Garner presented petition of citizens of Mahaska county asking for an Iowa manufacturers' building on the state fair ground.

Referred to Committee on Agriculture.

Messrs. Thompson and Griswold presented petitions of citizens of their respective counties asking for the passage of Senate file No. 124.

Mr. Garner presented petition of citizens of Mahaska county asking for the passage of the curfew bell bill.

Referred to Committee on Public Health.

Messrs. Perrott and Hauger presented remonstrances of citizens of their respective counties against Senate file No. 160.

Referred to Committee on Schools and Text Books.

Mr. Ladd presented petition of citizens of Butler county asking that the state refund the moneys loaned by individuals to the state for state representation at the World's Cotton Exposition at New Orleans.

Referred to Committee on Appropriations.

#### REPORT OF COMMITTEE.

Mr. Merriam, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House file No. 303, a bill for an act to amend section 4752 of the Code of 1873, and to amend section 4783 of the Code of 1873, as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies, relating to salaries of certain officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows:

Strike out the word "forty" in line 4, section 1, and insert the word "twenty" in lieu thereof.

In line five, section 2, strike out the words "one hundred" and insert the word "seventy-five" in lieu thereof.

FRANK F. MERRIAM,  
*Chairman.*

Ordered passed on file.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 223, a bill for an act making an appropriation for the support of the Iowa Weather and Crop Service.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 349, a bill for an act to amend section 4, chapter 143, acts of the Sixteenth General Assembly, relating to appointment of judges of supreme court.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 400, a bill for an act to amend section 2, chapter 3, acts of the Fifteenth General Assembly, relating to the pay of chaplains of the General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 422, a bill for an act making appropriation for enlarging the cell capacity and the yards of the penitentiary at Fort Madison, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 200, a bill for an act to make an appropriation to the Iowa State Agricultural society.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Mr. Reed, from the Committee on School and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text Books, to whom was referred chapters 1, 2, 12, 13, 14, 15 and 16 of House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg

leave to report that they have had the same under consideration and have instructed me to report the same back to the Fourth Division of the Code Revision Committee with the recommendation that the same be amended and reported to the House for passage.

J. F. REED,  
*Chairman.*

So ordered.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 478, a bill for an act to legalize the purchase of ground by Independent District, No. 9, of West Lafayette township; Keokuk county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 371, a bill for an act to legalize certain taxes levied by counties pursuant to chapter 200, acts of the Twentieth General Assembly, and as amended by chapter 22, acts of the Twenty-fifth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 407, a bill for an act to punish lessees in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 272, a bill for an act to amend section 3721 of the Code of 1873, in respect to taking depositions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 28, a bill for an act to amend section 4026 of the Code of Iowa, relating to testimony in prosecutions for keeping gambling houses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 475, a bill for an act to provide for a uniform policy of fire insurance to be known as the standard policy of fire insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 404, a bill for an act to authorize cities to license and tax transient merchants and peddlers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for the reason that the same has been incorporated in the proposed Code revision.

C. C. DOWELL,  
*Chairman.*

On motion of Mr. McArthur, the report of the committee was adopted.

Mr. Lauder, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file No. 447, a bill for an act to repeal section 1 of chapter 31 of the laws of the Twenty-second General Assembly, being section 2196 of McClain's annotated Code of Iowa, relating to changing names of railway stations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows: By striking out the words "the duty" in line 11, and inserting in lieu thereof the words "within the power of" and striking out the word "way" in line 11, and inserting in lieu thereof the word "road," and when so amended that the same do pass.

J. W. LAUDER,  
*Chairman.*

Ordered passed on file.

Mr. Finch moved that the Clerk call this bill section by section for amendments and that only those sections be read which are amended by the Code Commission or by the Committee on Code revision.

Carried.

Mr. Cornwall offered the following as a substitute for chapter 5:

Strike out chapter 5 and substitute the following in lieu thereof:

CHAPTER 5 OF ACTIONS TO ESTABLISH DISPUTED CORNERS AND BOUNDARIES.

SECTION 1. When one or more owners of land, the corners and boundaries of which are lost, destroyed, or in dispute, desire to have the same established, they may bring action in the district court of the county where such lost, destroyed, or disputed corners or boundaries, or part thereof, are situated, against the owners of other tracts which will be affected by the determination or establishment thereof, to have such corners or boundaries ascertained or established. If any public road is likely to be affected thereby, the proper county shall be made defendant.

SEC. 2. Notice of such action shall be given as in other cases, and if the defendants or any of them, are non-residents of the state, or unknown, they may be served by publication as provided by law.

SEC. 3. The action shall be a special proceeding, and the only pleading necessary shall be the petition of the plaintiff, setting forth the facts, and asking the appointment of the commissioner as in this act provided, and in this proceeding no question as to the rights of such owners acquired by reason of acquiescence in such boundaries or corners, or by actual adverse possession, shall be put in issue or determined by the commissioner or court. But the purpose of the proceedings shall be to ascertain, determine and establish the original corners and boundaries as originally surveyed and established. Nor shall this proceeding be a bar to any owner asserting a claim of title to any portion of the lands affected by the proceedings to establish such corners, in a proper action brought for that purpose, based upon any claim of actual adverse possession under the provisions of the general statutes of limitation relating to the possession of real property.

SEC. 4. The court in which said action is brought shall appoint a commission of one or more disinterested surveyors, who shall, at a date and place fixed by the court in the order of appointment, proceed to locate the lost, destroyed or disputed corners and boundaries.

SEC. 5. The commissioners so appointed shall subscribe and file with the clerk, within ten days from the date of their appointment, an oath for the faithful and impartial discharge of their duties, and shall have power to appoint necessary assistants.

SEC. 6. At the time and manner specified in the order of the court the commissioners shall proceed to locate said corners and boundaries, and for that purpose may take the testimony of witnesses as to where the corners are located.

SEC. 7. The proceedings may be adjourned by the commission from time to time as may be necessary, but the survey and location of the corners and boundaries must be completed and the report thereof filed with

the clerk of the court at least ten days before the first day of the term next following that of its appointment, unless there be good and sufficient reasons for delay.

SEC. 8. At the term of court after such report is filed, any party interested may file exceptions thereto before noon of the second day of the term, and the court shall hear and determine them, hearing evidence in addition to that reported by the commissioners if necessary, and may approve or modify such report or again refer to the same or another commission for further report.

SEC. 9. The corners and boundaries finally established by the court in such proceeding, or on appeal therefrom, shall be conclusive as to the location of the corners and boundaries established by the original survey thereof.

SEC. 10. There shall be no appeal in such proceeding except from final judgment of the court, taken in the time and manner that other appeals are heard as in an action by ordinary proceedings.

SEC. 11. The costs in the proceeding shall be taxed as the court shall think just, and shall be a lien on the land or interest therein owned by the party or parties against whom they are taxed, so far as such land is involved in the proceeding.

SEC. 12. Any lost or disputed corner or boundary may be determined by written agreement of all parties thereby affected, signed and acknowledged by each as required for conveyance of real estate, clearly designating the same, and accompanied by a plat thereof, which shall be recorded as an instrument affecting real estate, and shall be binding upon their heirs, successors and assigns.

Mr. McArthur moved that the substitute be laid on the table.

On a division of the House the motion was carried by a vote of 25 for and 23 against.

Mr. Cornwall moved that the substitute, which was laid on the table, be taken from the table.

Carried.

On a division a motion to adopt the substitute was lost by a vote of 22 for and 30 against.

Mr. Porter moved to amend section 9 of chapter 3, by striking out the words "pleaded or," in line 1.

Carried.

Mr. Temple moved to strike out section 7 of chapter 7.

Carried.

Mr. Finch moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brady, Brant, Brinton, Byington, Chapman, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Good, Grote, Hauger, Hazen,

Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, McArthur, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Porter, Potter, Reed, Scott, Smith, Temple, Thompson, Van Houten, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Mr. Speaker—62.

The nays were:

Messrs. Sullivan and Tibbitts—2.

Absent or not voting:

Messrs. Bird, Bowen, Brighton, Clark, Classen, Edwards, Frazee, Frink, Funk, Garner, Griswold, Gurley, Hazen, Hinkhouse, Jay, Lavender, Lowry, McAchran, McDonald, McDowell, Manahan, Merriam, Miller of Cherokee, Morrison of Grundy, Mullin, Nolan, Perrott, Potter, Power, Putnam, Ray, Spaulding, St. John, Voelker, Wells, Wheeler, Wood—36.

The following explanations of vote were filed:

MR. SPEAKER—I protest against the passage of this bill (House file No. 22), for the reason that it has not been read in full, I vote "nay."

T. J. SULLIVAN.

MR. SPEAKER—I vote "no" on this bill for the reason that there are a number of important changes that I do not indorse.

O. O. TIBBITTS.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 34, a bill for an act to amend section 1078 of the Code of 1873, providing for transfer of corporate stock when used as collateral security.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the following joint resolution, in which the concurrence of the Senate was asked, relative to gambling in our country's products.

W. E. BULLARD.

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 196, a bill for an act relative to the trimming of osage orange, willow or other hedges used for division fence.

W. E. BULLARD.

*Secretary.*



Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the following bill, in which the concurrence of the Senate was asked:

House file No. 31, a bill for an act defining fraternal beneficiary societies, orders or associations and regulating the same.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 275, a bill for an act to amend section 3061 of the Code of 1873, in relation to stay of execution.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 418, a bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate or change public highways through lands owned by the state, on which state institutions are located.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 63, a bill for an act to amend section 3861 of the Code, as amended by section 1, chapter 114, acts of the Twenty-first General Assembly, in relation to offenses against the life and person.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 384, a bill for an act relinquishing an escheat in Hamilton county to Mrs. Winnifred J. Byrne.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 415, a bill for an act to legalize the ordinance of the incorporated town of Clare, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 403, a bill for an act to provide for the payment of current expenses for Hospital for the Insane.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 387, a bill for an act to amend section 2, chapter 17, acts of the Twenty-second General Assembly, as amended, changing the form of city bonds.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 410, a bill for an act to legalize the incorporation of the independent school district of Melbourne, Marshall county, Iowa, and the acts of the township board of directors in organizing the same.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 260, a bill for an act to amend section 475 of the Code of 1873, and to enable cities of the first class to buy or construct water works and to provide for the management thereof, and giving them additional power in respect thereto.

W. E. BULLARD,  
*Secretary.*

## REPORT OF COMMITTEE.

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred part of House file No. 13, being chapter 6, title xii of the proposed Code of Iowa, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and that when so amended the same do pass:

AMENDMENTS PROPOSED TO CHAPTER 6, TITLE XII. OF THE PROPOSED CODE OF IOWA.

In line 4, section 4, after the word "pharmacist" insert the words "physicians holding certificate from the state board of medical examiners."

In lines 7 and 11, section 5, strike out the word "may" and substitute "shall" therefor.

In line 2, section 6, after the word "petition" insert the words "signed by one-third of the free-hold voters of the township, incorporated town, city or ward, in which the permit is to be used."

Strike out all of section 7.

In section 9, line 15, strike out the word "fifteen" and insert the words "number of."

In section 12, line 4, strike out the words "the length of time," and in line 5, after the word "force," insert the words "two years."

In section 19, lines 5, 14 and 15, strike out the word "may" and substitute the word "shall" therefor.

In section 21, line 1, strike out the words "one or more" and substitute the words "not more than two" therefor.

In section 22, line 6, strike out the words "to exceed ten" and substitute therefor the words "less than five nor more than twenty-five."

In section 23, line 4, strike out "to the school fund," and in line 26, strike out the words "and one had been given," and "any" after the word "of;" strike out all of line 7, and substitute therefor "the amount so collected shall go to the informer and one-half to the school fund of the county."

In section 27, line 7, strike out the words "five hundred" and substitute the words "two hundred" therefor.

In section 38, line 4, insert a comma after the word "selling" and after the word "another" insert the words "contrary to the provisions of this chapter," followed by a comma.

In section 40, line 11, strike out the word "taxed" and substitute therefor the word "assessed."

In section 42, line 5, after the word "giving," insert the words "contrary to the provisions of this chapter."

In section 43, line 13, strike out the words "good faith," and after the word "holders" insert the words "thereof in good faith."

Add to section 53 the words "any assessor wilfully failing to comply with the provisions of this section shall pay a fine of fifty dollars and costs for each offense."

In section 55, beginning in line 2, strike out the clause "and filed with him any time after the twentieth and prior to the last day of the months of December, March, June and September."

Add to section 36, the following: "Whoever is assessed under the provisions of this act shall be liable at least for one quarterly installment of the tax herein provided for, notwithstanding any such person may discontinue the business when so assessed, and notwithstanding that he may have been in the business for a less period than three months, and if he shall continue therein for a longer period than three months, he shall be liable for an additional quarterly installment, subject to abatement on account of discontinuance of the business before the expiration of such second or subsequent quarter."

Change all section numbers after and including section 8.

Strike out all marginal and reference figures and underscoring of words and lines.

W. B. CHAPMAN,

*Chairman.*

Mr. Haugen, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred chapters 1, 2 and 3, title IX of House file No. 10, a bill for an act to revise, amend and codify the statute in relation to corporations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

#### CHAPTER I.

On page 306 of the proposed revision of the Code, in title 9, chapter 1, section 4, strike out the word "will" in line 5, and substitute the word "may" between the word "record" and the words "be found;" also, in the same line strike out all after the words "said articles" in said line, and all of lines 7 and 8, and all the remaining part of the section after the word "purpose," near the end of the eighth line; also insert in line 1 of section 7 of chapter 1, the words "once each week" between the words "published" and "for;" also, add the words "and the manner of filling vacancies" after the word "elected" in the eighth line of section 7 of chapter 1; also, in section 9, line 3, strike out the word "approved" at the beginning of the line; also, in line 5, section 14, after the word "shall," strike out the word "sustain" and substitute therefor the words "have sustained."

#### CHAPTER III

Of Agricultural and Horticultural Societies and Stock Breeders' associations. In section 26, line 4, strike out "signal service" at beginning of the line and substitute "weather bureau," and in line 7, section 27, same chapter, strike out the word "one" between the word "print" and the word "thousand," and substitute the word "three," and that as amended the bill do pass.

G. N. HAUGEN,

*Chairman.*

Ordered passed on file.

## INTRODUCTION OF BILLS.

By Mr. Wilson, (by request), House file No. 487, a bill for an act giving cities having a population of 5,000 or more additional powers.

Read first and second time and referred to Committee on Judiciary.

By Mr. Wilson, House file No. 488, a bill for an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 244, 245, 246, 247, 248, 249, 250, 251, 252, 255, 256, 257, 258, 259, 260, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 282, 284, 285, 286, 287, 289, 290, 292, 295, 296, 297, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, of the city of Clinton, Clinton county, Iowa.

Read first and second time and referred to Committee on Judiciary.

Mr. Dowell called to the chair.

By Mr. Merrell, House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton, in Clinton county, State of Iowa, and all acts done and ordinances passed by the councils of the city of Clinton and city of Lyons in relation thereto.

Read first and second time and referred to Committee on Municipal Corporations.

Mr. Potter moved that Senate file No. 145 be referred to Committee on Ways and Means.

Carried.

Messrs. Miller of Warren and Doubleday were excused until 11 A. M. Monday.

Messrs. Morrison of Grundy, Baker, Grote, Jackson and Lavender were excused until Tuesday.

On motion of Mr. Reed, the House adjourned till 11 A. M. Monday.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, Monday, March 23, 1896.

The House met at 11 A. M., pursuant to adjournment, with Speaker Byers in the Chair.

Prayer was offered by Rev. J. E. Keyes, pastor of the Universalist Church of Mt. Pleasant, Iowa.

#### PETITIONS AND MEMORIALS.

Messrs. Doubleday and Wood presented remonstrances of citizens of their respective counties against any change in the present corporation laws.

Referred to Committee on Railroads and Commerce.

Messrs. Evans and Miller of Buena Vista presented petitions of citizens of their respective counties asking for State control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Messrs. Evans, Garner, Davis, Scott, Whittier and Parker presented petitions of citizens of their respective counties, asking the passage of the Conference Committee substitute for Senate and House building and loan bills.

Referred to Committee on Building and Loan Associations.

Mr. Scott presented petition of citizens of Monroe county, asking a reimbursement of those who advanced money to represent the State at the World's Cotton Exposition at New Orleans.

Referred to Committee on Appropriations.

Mr. Johnson of Webster presented petition of citizens of Webster county, asking the passage of Senate file No. 23.

Referred to Committee on Public Highways.

Mr. Good presented petition of citizens of Boone county, asking that the Code be enacted at this session, and that no extra session be held.

Referred to Committee on Code Revision.

Mr. Whittier presented petition of citizens of Monona county asking the passage of Senate file No. 124.

Referred to Committee on Military.

Mr. Whittier presented communication of Captain Bryant Post, G. A. R., containing answers to questions asked concerning soldiers' and sailors' monument.

Referred to Committee on Military.

Mr. Spaulding presented petition of citizens of Charles City for the passage of a law prohibiting railroad companies from building stockyards inside of corporate limits of cities and towns.

Referred to Committee on Municipal Corporations.

#### REPORTS OF COMMITTEES.

Mr. Davis, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate file No. 198, a bill for an act to repeal sections 1 and 4, chapter 82, acts of the Fourteenth General Assembly, as amended by chapter 195, acts of the Twentieth General Assembly, relative to the dissection of dead bodies, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. J. DAVIS,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 477, a bill for an act to protect the live stock industry of the State of Iowa, and in order that owners may know the qualifications of those engaged in the treatment of animal diseases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. J. DAVIS,  
*Chairman pro tem.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House file No. 267, a bill for an act to prevent the manufacture and sale of adulterated foods and drugs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. J. DAVIS,  
*Chairman pro tem.*

Ordered passed on file.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred a concurrent resolution relative to the application of Wm. Slowey for pardon, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be adopted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. W. E. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 7, a bill for an act to prohibit the manufacture and sale of cigarettes, cigarette paper and cigarette wrappers, and providing penalties for the violation of the provisions thereof.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 349, a bill for an act to amend section 4, chapter 143, acts of Sixteenth General Assembly, relating to appointment of judges of Superior courts.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 200, a bill for an act to make an appropriation to the Iowa State Agricultural Society.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No



223, a bill for an act making an appropriation for the support of the Iowa Weather and Crop Service.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 422, a bill for an act making appropriation for enlarging the cell capacity and yard of the penitentiary at Fort Madison, Iowa.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills, respectfully report that they have examined, and find correctly enrolled, Senate file No. 65, a bill for an act to prevent combinations between fire insurance companies and providing penalties therefor.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 374, a bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town from March 17, 1882, to February 26, 1896.

G. S. GILBERTSON,  
*Chairman Senate Committee.*  
W. E. HAUGER,  
*Chairman House Committee.*

Ordered passed on file.

Also:

MR. PRESIDENT—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 400, a bill for an act to amend section 2 of chapter 3 of the acts of the Fifteenth

General Assembly, relating to the pay of Chaplains of the General Assembly.

G. S. GILBERTSON,  
Chairman Senate Committee.  
W. E. HAUGER,  
Chairman House Committee.

Ordered passed on file.

#### REPORTS OF COMMITTEES.

Mr. Haugen, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred House file No. 454, a bill for an act regulating fees for the incorporation and the increase of capital stock of companies and corporations doing business in the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

G. N. HAUGEN,  
Chairman.

Ordered passed on file.

Mr. Brinton, from the Committee on Code Revision, submitted the following report:

MR. SPEAKER—Your Committee on Code Revision, to whom was referred House file No. 14, a bill for an act to revise, amend and codify the statutes in relation to education, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the following amendments:

Amend chapter 1 as follows:

Amend section 6 by striking out the word "fifty" and substitute therefor the words "one hundred."

Chapter 2:

Amend section 2 by striking out from line 14 the words "any normal school in the state" and substitute therefor the words "the Iowa State normal school."

Also strike out from line 15 the word "is" and substitute the word "in."

Amend chapter 3 by striking out from line 1, section 1, the words "which may be designated as the university."

Chapter 4, section 3, line 9, add "s" to the word "student," and strike out the letter "s" from the word "has" and add "ve."

Amend chapter 4 by striking out from lines 12 and 13 of section 1 the words "secretary of state" and substituting therefor the words "executive council." Amend section 11 by inserting the word "shall" between the words "treasurer" and "reside." Amend section 30 by striking out from line one the word "support" and substituting therefor the words "repairs, general improvements, and current expenses."

Amend chapter 8 as follows: Section 1, line 1, insert after the word "school" the words "for boys." Strike out the word "six" and insert the word "five" before the word "trustees" in line 2. Strike out from line 1:

the word "annually" and insert in lieu thereof the word "quarterly." Strike out from line 3 the word "first" and insert in lieu thereof the word "second." Strike out the words "May, at which" and insert in lieu thereof the words "January, April, July, and October, and at the April."

Amend section 2 by striking out from line 1, after the word "power," "to enact by-laws, rules, and regulations for the government of the institution, and maintenance of strict discipline therein."

Amend section 7 by striking out from line 23, the words "majority or for such less term as he may think best" and inserting the words "the age of twenty-one years."

Amend section 8 by striking out from line 8, the words "majority or for such less term as is in his judgment right and proper," and insert in lieu thereof the words "twenty-one years."

Amend section 9 by striking out from line 1 the word "felony" and insert in lieu thereof the word "crime"; also insert in line 2 after the word "dangerous" the words "or detrimental."

Amend section 10 by striking out from line 2 the word "majority" and inserting therefor the words "twenty-one years"; also strike out in line 6 the word "majority" and insert in lieu thereof the words "twenty-one years."

Amend section 13 by striking out from line 2 the word "eight" and insert in lieu thereof the word "ten."

Amend chapter 9 as follows: Strike out from line 2, section 1, the word "six," and insert in lieu thereof the word "five;" strike out from same line the word "May," and insert in lieu thereof the word "June." In line 3, after the word "president," insert the word "secretary."

Amend chapter 10 by striking out from line 1, section 2, the word "six," before the word "trustees," and insert in lieu thereof the word "five."

Amend chapter 12 as follows: Amend section 1 by striking out from line 1 the words "having a population of over twenty thousand."

Amend chapter 13 as follows: Strike out from line 7, section 3, the word "one," and substitute the words "special teacher." Also amend section 3 by inserting after the word "states," in line 5, the words "theory and practice of teaching."

Amend section 4 by striking out from line 4 the word "must" and substitute therefor the word "may." Also strike out from line 2 the word "shall" and substitute therefor the word "may."

Amend section 6 by inserting in line 8 after the word "report" the words "as provided by law." Also insert in line 9 after "as" the word "to."

Amend chapter 14 as follows: Strike out from lines 32 and 33, section 19, the words, "and securing his approval in writing of plan submitted." Also amend section 19 by striking out from lines 56 and 57 the words, "but such suspension shall not continue more than one week, nor be ordered more than once during the same term." Amend section 52 by striking out from line 2 the word "seven" and substituting therefor the word "six." Also strike out from line 4 the words, "one class containing three directors and two," and substituting therefor the words, "but three."

Amend section 56 by striking out all after the word "time," in line 11.

Amend section 59 by inserting in line 10, after the word "elections," the words "provided that nothing in this section shall be construed to prohibit women from voting at all elections at which they are entitled to vote."

Amend chapter 15 as follows: Strike out from line 3, section 5, the words "system and."

Amend section 10 by striking out from lines 1 and 2 the words "or the third preceding section."

Amend chapter 16 as follows: Amend section 1 by striking out from line 8 the word "interstate" and substituting therefor the word "intestate."

Section 3, line 2, strike out the word "of" before the word "land" and substitute the word "or."

Section 4, line 1, strike out the word "of" before the word "land" and substitute the word "or."

Amend section 9 by striking out from line 3 the word "three" and substitute therefor the word "six."

Amend chapter 17 as follows:

Section 1, line 3, after the word "appoint" strike out the following words: "A librarian and."

Section 3, line 1, strike out the words "the librarian."

Section 3 line 1, following section number, and preceding the word "shall" insert the following words: "The State Library shall be in the custody of the State Librarian, who shall be appointed by the Governor and who."

Section 3, line 4, following the word "dollars" and preceding the word "conditioned" insert the following: "In such form as the Governor shall approve."

Section 3, line 5, strike out the word "and" after the word "with."

Section 3, line 6, strike out the words "approved by."

Section 9, line 1, strike out the words "trustees semi-annually, or oftener if required," and insert the words "Governor, whenever required."

Section 17, line 3, strike out the word "four" following the word "of" and preceding the word "hundred" and insert in lieu thereof the word "three."

Amend chapter 18 as follows: Strike out from lines 1 and 2, section 1, the words "at Iowa City, in connection with and under the auspices of the university."

Strike out from line 7, section 2, the words "at Iowa City."

Strike out from line 1, section 6, the words "the curators, a majority of whom shall reside in the vicinity of the university, and." Also by inserting the words "members of the board" after the word "five" in line 1, also by striking out from line 2 the words "of whom."

And when so amended recommend that the same do pass.

M. H. BRINTON,

*Chairman*

Ordered passed on file.

#### SENATE MESSAGES.

Senate file No. 410, a bill for an act to legalize the incorporation of the independent school district of Melbourne, Marshall

county Iowa, and the acts of the township board of directors organizing the same.

Read first and second time and referred to Committee on Judiciary.

Senate file No. 415, a bill for an act to legalize the ordinances of the town of Clare, Iowa.

Read first and second time and referred to Committee on Judiciary.

Senate file No. 16, a bill for an act to provide for and regulate the administration of trusts by savings banks and trust companies.

Read first and second time and referred to Committee on Banks and Banking.

Senate file No. 384, a bill for an act relinquishing an escheat in Hamilton county to Mrs. Winfield Byrne, read first and second time and referred to Committee on Judiciary.

Senate file No. 403, a bill for an act to provide for the payment of the current expense fund for the hospitals for the insane quarterly in advance, read first and second time and referred to Committee on Hospitals for Insane.

Senate file No. 387, a bill for an act to amend section 2 of chapter 17 of acts of the Twenty-second General Assembly as amended, changing the form of city bonds, read first and second time.

On motion of Mr. Brighton, Senate file No. 387 was substituted for House file No. 441.

Mr. Brighton moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Brady, Brant, Brighton, Brinton, Byington, Chapman, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Good, Griswold, Haugen, Hazen, Hauger, Hendershot, Hinkhouse, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McCachran, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Potter, Prentis, Reed, Scott, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Whelan, Whittier, Williams, Wood, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bird, Bowen, Clark, Classen, Early, Frazee, Frink, Funk, Garner, Grote, Gurley, Hinman, Hunt, Jackson, Jay, Lavender, McArthur, McDonald, McDowell, Merriam, Miller of Cherokee, Morrison of Grundy, Mullin, Nolan, Porter, Power, Putnam, Ray, Smith, Spaulding, St. John, Watters, Wells, Wheeler, Wilson—37.

So the bill passed and the title was agreed to.

House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property, with Senate amendments, was taken up and considered.

Mr. Lambert moved that the bill be referred to Committee on Judiciary.

Lost.

Of this bill, on request of Mr. Evans, further consideration was postponed until to-morrow.

Senate file No. 145 was read first and second time.

#### INTRODUCTION OF BILLS.

By Mr. McQuin, House file No. 490, a bill for an act to extend the time of the name of Oakhill Cemetery Association of Florence township, Benton county, Iowa, and to legalize all its acts and proceedings in the selection of its officers, the selling and conveying of lots.

Read first and second time and referred to Committee on Judiciary.

Mr. Putnam excused till to-morrow.

House file No. 148, a bill for an act to amend section 569 of the Code, in reference to the election of clerks of the district court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 457, a bill for an act to amend section 2, of chapter 91, acts of the Twenty-fifth General Assembly, relating to Russian thistles, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 335, a bill for an act to define the liability of fire insurance companies, save property from taxation, discourage incendiarism and lessen the cost of insurance, with report

of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 458, a bill for an act to define and punish "highway robbery," with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 320, a bill for an act to amend section 1160 of the Code of 1873, as amended by chapter 103 of the acts of the Sixteenth General Assembly; chapter 104 of the acts of the Seventeenth General Assembly; chapter 11 of the acts of the Twentieth General Assembly, and chapter 93 of the acts of the Twenty-second General Assembly, relating to insurance, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 479, a bill for an an act to change and modify the portraiture and designs to be placed on the Iowa soldiers' and sailors' monument, and directing the Soldiers' Monument Commission therein, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 107, a bill for an act to legalize conveyances of real estate made in compliance with the laws and usages of the states, territories and countries, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

Journal of Saturday corrected and approved.

Mr. Klemme moved to adjourn till 2:00 P. M.

Mr. Hinman moved to amend by making it 9:00 A. M. to-morrow.

Amendment carried.

Motion as amended carried.

House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Tuesday, March 24, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. J. R. C. Layton.

Journal of yesterday corrected and approved.

Mr. Putnam excused until to-morrow.

Mr. Allen excused until Thursday.

#### PETITIONS AND MEMORIALS.

Messrs. Whelan, Baker, Perrott, Wells, Reed, Good and Dowell, presented petitions of citizens of respective counties against House file No. 306.

Referred to Committee on Banks and Banking.

Mr. Jay presented petition of citizens of Carroll county against an extra session.

Referred to Committee on Code Revision.

Messrs. Dowell, Finch, Baker, Doubleday and Wells presented petitions of citizens of respective counties against any change in present railroad laws.

Referred to Committee on Code Revision.

Messrs. Byington, Tibbitts and Mr. Speaker presented petitions of citizens of respective counties asking a reimbursement of those who advanced money to represent the State at World's Cotton exhibition at New Orleans.

Referred to Committee on Appropriations.

Messrs. Brady and Evans presented petitions of citizens of respective counties asking passage of conference bill on building and loan associations.

Referred to Committee on Building and Loan Associations.

Mr. Bird presented petition of citizens of Mason City asking passage of pure food bill.

Referred to Committee on Public Health.

Mr. Gurley presented petition of citizens of Decatur county asking passage of Senate file No. 341.

Referred to Committee on Fish and Game.



Mr. Potter offered the following resolution, which was unanimously adopted at a citizens' meeting called by Mayor Carson in Council Bluffs, March 23, 1896:

RESOLUTION.

*Resolved*, That this meeting of citizens and taxpayers of the city of Council Bluffs, do earnestly protest against the passage of House file No. 436, introduced by Representative Temple of Clarke county, being "an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the board of railroad commissioners so as to embrace certain matters with reference to such railways and providing for the payment of license fees by such railways and a penalty for interference with their electrical apparatus."

*First*.—It takes the control and supervision of local street railways from the municipalities affected thereby and vests it in a commission having no knowledge of the needs or wants of the community and no direct interest therein

*Second*.—It relieves the street railways from all control now vested in the cities and substitutes inadequate safeguards in place thereof.

*Third*.—It practically destroys all opportunity for competition and establishes a monopoly in favor of existing lines.

*Fourth*.—It practically relieves them from taxation and would deprive the city annually of thousands of dollars of taxes now received.

*Fifth*.—The tax proposed is wholly inadequate in return for the privileges granted.

*Sixth*.—There is need of extending the control of the government over these corporations rather than limiting and impairing that control as is done by the proposed bill.

*Seventh*.—The provisions of the bill are wholly in favor of the corporations rather than in the interest of the people.

*Eighth*.—There is no provision whereby there can be adequate control of interstate electric lines or taxation upon their property or earnings.

*Ninth*.—That under existing laws these corporations now pay less taxes than other classes of property, and under the proposed bill would pay but a fraction of what they now do, and the city, county and state would receive much less in taxes than under the existing laws.

*Tenth*.—There is no provision in the bill by which a truthful statement of gross earnings for purposes of taxation can be obtained.

*Eleventh*.—That we urge our representatives in the legislature to use all their power to defeat this bill as hostile to the interests of all the people.

REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text-books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text-books, to whom was referred House file No. 480, a bill for an act to repeal section 182, chapter 20, acts of the Twenty-fourth General Assembly, and enact a substitute therefor, changing the term of office of subdirector from three years to one year, beg leave to report that they have had the same under considera-

tion and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. F. REED.  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 342, a bill for an act to amend chapter 157 of the acts of the Twenty-first General Assembly, in relation to the giving of surety bonds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the first division of the Code Commission.

W. W. CORNWALL,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 338, a bill for an act to establish a county court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 415, a bill for an act to legalize the ordinances of the town of Clare, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 297, a bill for an act to protect laborers in their rights to work, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 485, a bill for an act to provide for holding terms of the district court at Perry, in the county of Dallas, in the fifth judicial district

of the State of Iowa, and defining the jurisdiction of said court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 317, a bill for an act to amend section 3061 of the Code, relating to the rate of interest on judgments where a stay of execution is taken, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. McCachran offered the following resolution, which was laid over under rule 34:

*Be it resolved, by the House, the Senate concurring, That the mileage and actual expenses of the special committee (of six), consisting of the Governor, Auditor of State and one member each of the Senate and House Committees on Penitentiaries and Appropriations, selected by the Executive Council and the Joint Committee of the two houses to visit the penitentiary at Fort Madison and report thereon, be allowed, and the Auditor be instructed to draw warrants therefor.*

The House here took up for consideration House file No. 436, a bill for an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the board of railroad commissioners so as to embrace certain matters with reference to such railways, and providing for the payment of license fees by such railways and a penalty for interference with their electrical apparatus, which was set for March 20th at 10 A. M.

Mr. Dowell moved to strike out sections 5, 6, 7, 8, 9, 10, 11 and 12 of this bill.

Mr. Hauger moved to amend by also striking out section 4.  
Amendment carried.

Amendment of Mr. Dowell, as amended, carried.

Mr. Brant moved to strike out all after line 7, in section 16.

Mr. Funk moved to amend by striking out all after the enacting clause.

Carried.

The House here took up for consideration House file No. 222, a bill for an act to define the liabilities of fire insurance companies and to provide for a uniform policy of fire insurance, to be

known as the Standard Fire Insurance Policy of the State of Iowa, with the report of the committee recommending passage with amendments.

Mr. Nietert moved that the report of the committee be adopted.

Carried.

Mr. Finch moved that House file No. 475 be substituted for the bill under discussion.

Carried.

Mr. Nietert moved to amend by inserting after line 31, section 1, the following:

In case of total loss of the property hereby insured, if the whole insurance at the time of fire shall exceed the value of the property insured hereunder, this company shall return to the assured the premium on the excess of insurance, pro rata; or, if there be other insurance thereon, such proportion of such excess premium as the amount hereby insured shall bear to the whole amount insured thereon, with six per cent interest thereon from the date of the contract, on surrender of the policy.

Mr. Martin moved to amend the amendment by inserting the words "in addition to the amount of the loss" after the word "company."

Mr. Power moved as a substitute that these words be inserted at end of line 26 of section 1.

Carried.

Amendment as amended carried.

Mr. McCachran moved to amend by striking out all after line 14 of section 1, up to and including line 26 and insert the following in lieu thereof:

That all insurance policies that are hereafter issued or that may now be in force in this state on any kind of property whatsoever, insuring said property against the destructive elements of any of the forces of nature, such as fire, wind, tornadoes, cyclones, hail, water, or any other destructive force against which any insurance company agrees to insure said property; if any property so insured shall be totally destroyed by any of the destructive agencies against which the same is insured, then said company or companies insuring the same, shall be liable to the insured to the full amount of any and all policies which he, she or they may hold on said property totally destroyed; and no plea that the property was not worth the amount for which it was insured shall be sustained in any suit brought on any policy to force the payment of any such total loss.

The payment of any loss may be delayed ninety days after the company or companies, who issued the policy or policies covering the loss, have been notified of the same. All loss or parts of loss, not paid within ninety-one days after notice of the same shall have been given, shall draw two per cent per month until paid; and if suit is brought for the

payment of any loss and the plaintiff receives judgment for the same there shall also be rendered judgment for a reasonable lawyer's fee against the company or companies against whom judgment is rendered.

Mr. Ray moved to amend amendment as follows:

In section 1, strike out lines 15, 16, 17, 18, up to and including the words "and quality" in line 19, and insert instead the words "the amount of the policy shall be prima facie evidence of the value of the property at the date of the loss."

Lost.

Mr. Byington moved to amend the amendment as follows:

Add to the amendment of Mr. McAchran the words, "Provided, that the provisions of this act, requiring payment of the full amount of the policy, shall apply only to policies upon real estate."

Lost.

On the amendment of Mr. McAchran, Messrs. Haugen and Prentis demanded the "yeas" and "nays," which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bell, Bird, Chapman, Clark, Crow, Doubleday, Dowell, Haugen, Hendershot, Hinkhouse, Hinman, Huntley, Johnson of Webster, Klemme, Ladd, Loomis, McAchran, McDonald, Merriam, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker, Perrott, Prentis, Ray, Reed, Scott, Spaulding, Tibbitts, Van Houten, Watters, Whelan, Williams, Wilson—37.

The nays were:

Messrs. Baker, Brady, Brant, Brinton, Byington, Classen, Cook, Cornwall, Davis, Evans, Finch, Frazee, Funk, Good, Griswold, Gurley, Hauger, Hazen, Hunt, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, Lavender, Lowry, McArthur, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Nietert, Nolan, Porter, Potter, Power, Smith, Sullivan, Temple, Thompson, Voelker, Wells, Whittier, Mr. Speaker—48.

Absent or not voting:

Messrs. Allen, Bowen, Brighton, Early, Edwards, Frink, Garner, Grote, McDowell, Miller of Cherokee, Putnam, St. John, Weaver, Wheeler, Wood—15.

So the amendment was lost.

The following explanations of votes were filed:

MR. SPEAKER—I favor a valued policy, but vote "no" because the amendment is too broad, in that it covers all kinds of property.

O. A. BYINGTON.

MR. SPEAKER—On account of the including of the personalty, I feel compelled to vote "no."

T. F. NOLAN.

Mr. Funk moved to strike out of line 52, section 1, the words "light or."

Carried.

Mr. Finch moved to add after the word "power" in section 53 the words "without permission."

Carried.

Mr. Watters moved to strike out the words "or adjacent thereto" in brackets in line 52.

On a division the motion was lost by a vote of 27 for and 2 against.

Mr. Morrison of Keokuk moved to add to line 6 the words "nothing in these provisions shall prevent a recovery on suit unless it can be shown that they contributed to the loss."

Carried.

Mr. Gurley moved to amend by adding after the word "earned," in line 91, "but should the company become insolvent it shall not have power thereafter to collect the unearned portion of any premium note, and said note shall be void in law so far as it relates to the unearned portion thereof."

Carried.

Mr. Ladd moved to amend by striking out after the word "time" in line 38, all of said line up to and inclusive of the first word in line 39.

Lost.

Mr. Nietert moved to amend as follows:

On page 9, between lines 142 and 148 insert the words "Iowa Standard policy. Permit for generating electricity for lights or power. Permission is hereby granted that electricity may be generated in the building hereby insured, or buildings adjacent thereto, for the purpose of lights or power in the buildings hereby insured, or adjacent buildings or otherwise. This stipulation is attached to and forms a part of policy No. .... of the ..... insurance company of ....."

Adopted.

Mr. Ray moved to amend by striking out all of line 35 after the words "establishment and" up to and including the word "if."

Carried.

Mr. Ray moved to amend by striking out in line 97, section 1, the words "in writing," and in line 98 insert after the word "company" the words "either directly or through its agent,"

and in line 99 omit "sixty days" and insert instead "six months."

Lost.

Mr. Cornwall moved to amend line 20, section 1, by inserting the word "thirty" in the space left blank.

Carried.

Mr. Cornwall moved to insert the word "and" in lieu of comma, after the word "notice."

Carried.

Mr. Cornwall moved to strike out the word "have," in line 20, and insert the word "has."

Mr. Evans moved to amend by striking out the word "and," just inserted; also the word "have," and insert the word "having."

Carried.

Motion, as amended, carried.

Mr. Cornwall moved to insert the word "ten" in line 24, in the space left blank.

Carried.

The speaker here signed in the presence of the House, House files Nos. 200, 223, 400, 349, and 422.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate wishes to recall the following bill:

House file No. 260.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 48, a bill for an act to amend section 492 of the Code relating to the proof of ordinances.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 290, a bill for an act to amend section 3179 of the Code, as amended by chapter 35, acts of the Twenty-second General Assembly, relating to transcripts on appeal.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 197, a bill for an act to amend section 3173 of the Code, in reference to the amount involved in cases of appeal to the supreme court.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

House file No. 140, a bill for an act to repeal sections 1, 2 and 3, chapter 79, acts of the Twenty-first General Assembly, as amended by chapter 67, acts of the Twenty-second General Assembly, in relation to the spread of diseases among swine, and to enact a substitute therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 201, a bill for an act amending chapter 104, acts of the Twenty-first General Assembly, by providing for appeal from the decision of the state board of examiners or the state board of health.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Funk the House adjourned until 2 P. M.

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## AFTERNOON SESSION.

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House met at 2 P. M., Speaker Byers in the Chair.

### REPORTS OF COMMITTEES.

Mr. Evans, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House file No. 279, a bill for an act to compel street railway companies to protect certain of their employes from the inclemencies of the weather, beg leave to report that they have had the same under consideration and have



instructed me to report the same back to the House with the recommendation that the same bill hereto attached be substituted for said bill and when so substituted that same do pass.

H. K. EVANS,

*Chairman.*

Substitute read first and second time and passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 489, a bill for an act to legalize the annexation of the city of Lyons to the city of Clinton, and the acts and ordinances passed in relation thereto, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 488, a bill for an act to legalize certain ordinances of the City of Clinton, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

#### SENATE MESSAGES.

Senate file No. 201, a bill for an act to amend chapter 104, acts of the Twenty-first General Assembly, by providing for an appeal for the state board of examiners, was read first and second times and referred to Committee on Public Health.

Mr. Haugen moved to amend the pending measure, House file No. 475, by striking out all of the word "time" in line 88, section 1, to and including the word "thereon" in line 49.

Lost.

Mr. Reed moved to amend by inserting in line 83, section 1, after the word "giving" the words "ten days."

Carried.

Mr. Ladd moved to amend section 7, line 1, by inserting the word "county" before the word "mutual."

Lost.

Mr. Whelan moved to amend by inserting after the word "cancellation," in line 84, section 1, the words "in writing by registered letter."

Carried.

Mr. Ray moved to amend by striking out in line 101, section 1, the words "signed and sworn to by said insured."

Lost.

Mr. Tibbitts moved to amend section 1 by striking out the words "with proper deduction for depreciation, however caused," in line 17.

Carried.

Mr. Lauder moved that this bill be referred to Judiciary Committee, to be reported back in three days.

Lost.

Mr. Van Houten moved to strike out the words "or any part" in line 22, section 1.

Carried.

In line 50, section 4, the words "commissioner of insurance" were stricken out and the words "auditor of state" inserted in lieu thereof, by unanimous consent.

Mr. Finch moved that the rules be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Finch moves the previous question which was carried by a vote of 40 for and 39 against.

The motion of Mr. Finch was then carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Brady, Brighton, Brinton, Clark, Cook, Cornwall, Crow, Davis, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hendershot, Hinkhouse, Hinman, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McArthur, McDonald, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morris of Keokuk, Mullin, Porter, Potter, Ray, Reed, Smith, Spaulding, Thompson, Tibbitts, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—59.

The nays were:

Messrs. Bailey, Baker, Brant, Byington, Classen, Doubleday, Frazee, Haugen, Hauger, Hazen, Hunt, Huntley, Jackson, Jay, Lambert, Lauder, McAchran, McQuin, Manahan, Marti, Nietert, Nolan, Parker, Perrott, Power, Prentis, Scott, Sullivan, Temple, Van Houten, Voelker—31.

Absent or not voting:

Messrs. Allen, Bowen, Chapman, Early, McDowell, Miller of Cherokee, Putnam, St. John, Wheeler, Wood—10.

So the bill passed and the title was agreed to.

On motion of Mr. Merrell, House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton, in Clinton county, State of Iowa, and all acts done and ordinances passed by the councils of the city of Clinton and city of Lyons in relation thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Merrell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brant, Brighton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Kiemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—82.

The nays were:

None.

The absent or not voting were:

Messrs. Allen, Bowen, Brady, Brinton, Chapman, Early, Jay, Johnston of Franklin, Lavender, McArthur, McDowell, Miller of Cherokee, Putnam, St. John, Van Houten, Weaver, Wheeler, Wood—18.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, House file No. 488, a bill for an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 244, 245, 246, 247, 248, 249, 250, 251, 252, 255, 256, 257, 258, 259, 260, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 282, 284, 285, 286, 287, 289, 290, 292, 295, 296, 297, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324 and 325 of the city of Clinton, Clinton county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Merrell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brady, Brant, Brighton, Byington, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Whelan, Whittier, Williams, Wilson, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bowen, Brinton, Chapman, Classen, Early, Edwards, Frazee, Hinkhouse, Jay, Johnston of Franklin, McArthur, McDowell, Miller of Cherokee, Putnam, St. John, Van Houten, Weaver, Wells, Wheeler, Wood—21.

So the bill passed and the title was agreed to.

Mr. Reed called up report of Committee on Pardons, in reference to the pardon of George Stanley, recommending that it be not granted, and moved that the report of the committee be adopted.

Carried.

On motion of Mr. Edwards, substitute for House file No. 234, a bill for an act to amend section 2017 of the Code of Iowa, in relation to landlord's liens, was taken up and considered.

Mr. Edwards moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Brady, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Edwards, Frink, Gurley, Hinkhouse, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Loomis, McCachran, McDonald, McNulty,

McQuin, Manahan, Marti, Martin, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Perrott, Potter, Prentis, Reed, Scott, Smith, Spaulding, Thompson, Van Houten, Voelker, Whelan, Williams, Mr. Speaker—46.

The nays were:

Messrs. Baker, Bell, Brant, Brinton, Byington, Evans, Frazee, Funk, Griswold, Hauger, Hazen, Hendershot, Klemme, Lauder, Lavender, Lowry, Mayne, Merrell, Merriam, Miller of Warren, Mullin, Nietert, Porter, Power, Ray, Sullivan, Temple, Watters, Wells, Whittier—30.

Absent or not voting:

Messrs. Allen, Bowen, Chapman, Cook, Dowell, Early, Finch, Garner, Good, Grote, Haugen, Hinman, Jackson, Lambert, McArthur, McDowell, Miller of Cherokee, Putnam, St. John, Tibbitts, Weaver, Wilson, Wood—23.

So the bill having failed to receive a constitutional majority was declared lost

Mr. Prentis called up the motion to reconsider the vote on Senate file No. 66.

Mr. Prentis moved to lay this motion on the table.

Carried.

Mr. Evans called up House file No. 97 with the Senate amendments, and moved that the House do concur in the amendments.

On the question, "Shall the House concur?" the yeas were:

Messrs. Bailey, Bell, Bird, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bowen, Chapman, Early, Finch, Jay, Johnson of Webster, McArthur, McDowell, Miller of Cherokee, Potter, Putnam, St. John, Temple, Wheeler, Wood—17.

So the House concurred.

On motion of Mr. Watters, Senate file No 116, a bill for an act to amend sections 969, 975, 931, 987 and 996 of the Code, relative to the meeting of township trustees for settlement with road supervisors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Power was called to the Chair.

Mr. Watters moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bird, Brady, Brant, Brighton, Britton, Byington, Clark, Cook, Cornwall, Davis, Doubleday, Dowell, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentis, Ray, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Mr. Speaker—72.

The nays were:

Messrs. Merriam, Parker, Porter, Reed, Wilson—5.

Absent or not voting:

Messrs. Allen, Baker, Bowen, Chapman, Classen, Crow, Early, Edwards, Finch, Grote, Gurley, Johnson of Webster, Ladd, McDowell, Manahan, Mayne Miller of Cherokee, Putnam, Spaulding, St. John, Temple, Wheeler, Wood—23.

So the bill passed and the title was agreed to.

The Speaker resumed the Chair.

On motion of Mr. Voelker, Senate file 375, a bill for an act to legalize the incorporation of the town of New Vienna, Dubuque county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town from July 20,

1895, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Voelker moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bird, Brant, Brighton, Brinton, Byington, Clark, Classen, Cornwall, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison, of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—79.

The nays were:

None.

The absent or not voting were:

Messrs. Allen, Baker, Bowen, Brady, Chapman, Cook, Crow, Early, Funk, Garner, Gurley, Ladd, McDowell, Manahan, Miller of Cherokee, Putnam, St. John, Temple, Van Houten, Wheeler, Wood—21.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Lavender, House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers, and all official acts done and ordinances passed by the council of said town.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Cornwall House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Wednesday, March 25, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. W. O. Smith, pastor U. P. church, Sumner, Iowa.

On motion of Mr. McArthur, the House took up for consideration House file No. 383, a bill for an act amending chapter 2 of title 10 of the Code of 1873, relating to drainage and levees.

Mr. McArthur moved that the report of the committee be adopted.

Carried.

Mr. McArthur moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brant, Brighton, Brinton, Byington Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentiss, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Wood, Mr. Speaker—75.

The nays were:

Messrs. Parker, Porter, Power, Wheeler, Williams, Wilson—6.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Early, Frazee, Garner, Griswold, Haugen, Huntley, Jackson, Jay, McDowell, Manahan, Merrell, Miller of Cherokee, Morrison of Grundy, Reed, Sullivan, Voelker—19.

So the bill passed and the title was agreed to.



## REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 249, a bill for an act to make an appropriation to the department of Iowa manufactures of Iowa State Agricultural society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 481, a bill for an act to provide for a proper recognition of the battle ship Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows:

That the words "six thousand" in section 1 be stricken out, and the words "five thousand" be inserted in their place; that section 2 be stricken out and section 3 be numbered section 2, and section 4 be numbered section 3.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House file No. 9, a bill for an act to revise and codify the statutes in relation to roads, bridges and fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

## CHAPTER I.

On page 287, section 15, line 3, strike out the word "shall" and insert "may;" also in the same line after the word "commissioner" insert "subject to the approval of the board of supervisors."

On page 289, section 30, add at the end of the section "the term road as used in this code means any public highway unless otherwise specified."

## CHAPTER II.

On page 292, section 1, line 3, strike out the word "October" and insert "November." In line 7 strike out the word "four" and insert "three."

After line 2 add clause 4 as follows: 4. To certify to the board of supervisors the desire for an additional road tax of not to exceed two mills, to be levied in whole or in part by the board of supervisors as hereinafter provided.

In line 12, strike out the word "October" and insert "November."

Also in the same line strike out the word "shall" and insert "may."

In line 6, after the word "taxes" add the following: "In case the board of supervisors do not make a levy for the county road fund, or levy less than two mills for said county road fund, the board of supervisors shall levy such an additional sum for the benefit of such townships as shall have certified a desire for such additional levy as provided for in section one of this act."

On page 293, section 5, line 1, after the word "April" strike out the word "May" in line 2.

In line 2 strike out the word "two" and insert "three."

On page 294, section 15, line 1, strike out the word "October" and insert "November."

On page 295, section 21, line 2, strike out the word "October" and insert "November."

On page 296, section 27, line 2, strike out the word "October" and insert the word "November."

On page 297, section 29, add to the end of the section "provided it shall be the duty of the supervisor to use strict diligence in draining the surface water from the public highway in its natural channels, and to this end he may enter upon the enclosed or unenclosed adjoining lands for the purpose of removing obstructions from such natural channels that impede the flow of such water."

On page 298, section 35, line 1, after the word "any," insert "Russian thistle or saltwort."

On page 299, section 39, line 1, strike out the word "October" and insert the word "November."

On page 300, section 44, line 1, after the word "orange" add the word "willow;" also in line 2, after the word "ground" insert "and remove the trimmings;" also in the same line place a period after the word "years;" also strike out the word "and" at the end of line 2, and all of line 3 to and including the word "of," and insert the word "upon;" also in line 4, after the word "provision" insert "the road supervisor;" also in the same line, after the word "same" insert "and burn or remove the trimmings."

In line 6, strike out the word "twenty" and insert "forty."

#### CHAPTER III.

On page 300, section 2, line 1, after the word "riding," insert "except on bicycle."

On page 302, section 17, line 3, strike out the word "thereof" and insert "of competent jurisdiction."

On page 304, section 34, line 2, after the word "free," insert "bridge or;" also in the same line after the word "a," insert "bridge or;" also in line 3, after the word "free," insert "bridge or." In line 4, after the word "same," strike out all to the word "and," in line 5; also in line 5, after the word "free," insert "bridge or," and in line 8, after the word "free," also insert the words "bridge or."

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House file No. 223, a bill for an act making an appropriation for the support of the Iowa Weather and Crop Service.

House file No. 240, a bill for an act to make an appropriation to the Iowa State Agricultural society.

House file No. 400, a bill for an act to amend section 2, of chapter 3, of the acts of the Fifteenth General Assembly, relating to the pay of chaplains of the General Assembly.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the governor for his approval:

House file No. 349, a bill for an act to amend section 4, chapter 143, acts of the Sixteenth General Assembly, relating to the appointment of judges of superior court.

House file No. 422, a bill for an act making appropriations for enlarging the cell capacity and yard of the penitentiary at Fort Madison, Iowa.

W. E. HAUGER,  
*Chairman.*

## REPORTS OF COMMITTEES.

Mr. McNulty, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House file No. 476, a bill for an act to amend section 6 of chapter 43, acts of the Twenty-third General Assembly relating to vagrants, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that a substitute which is hereunto attached and which is made a part of this report, do pass.

F. McNULTY,  
*Chairman.*

Ordered passed on file.

Mr. Potter, from the Committee on Telegraph, Telephone and Express, submitted the following report:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred Senate file No. 219, a bill for an act fixing the burden of proof in a certain class of actions against telegraph companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as amended by the Senate.

L. F. POTTER,  
*Chairman.*

Ordered passed on file.

Mr. Whelan, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House file No. 358, a bill for an act for the protection of game, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. K. WHELAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House file No. 61, a bill for an act for the preservation of the fur-bearing and game animals, and the song and game birds of the state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

M. K. WHELAN,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 24, a bill for an act to revise, amend and codify the statutes in relation to evidence, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

On page 850, section 6, line 3, insert after the word "other" the following: "or in a civil action by or against a third party for alienating the affections of the other."

On page 855 strike out section 55, and insert in lieu thereof section 3686 of the old Code, which reads as follows: "The petition for that purpose must state the facts expected to be proved by such books or papers, and that, as the petitioner believes, such books and papers are under the control of the party against whom the rule is sought, and must show wherein they are material. The rule shall thereupon be granted to produce the books and papers, or show cause to the contrary, if the court deems such rule expedient and proper."

On page 856, section 61, line 8, strike out the words, "unless the court so orders."

On page 857, section 62, line 1, after the word "witnesses" insert the words, "except parties to the action."

On page 857, insert between sections 62 and 63, as section 62a, the following: "When the county or any party has paid the fees of any witness, and the same is afterward collected from the adverse party, the person or county so paying the same, shall upon the production of the receipt of such witness or other satisfactory evidence, be entitled to such fee, whether it be in the hands of the justice or the clerk, or has been paid into the county treasury."

On page 859, section 85, line 1, strike out the word "in" and insert in lieu thereof the word "by."

On page 862, section 104, line 2, strike out the word "it" between the words "cause" and "which" and insert in lieu thereof the word "in."

On page 863, section 110, line 4, between the words "exceptions" and "must" insert the following: "Or motion to suppress such deposition."

W. W. CORNWALL,

*Chairman.*

Ordered passed on file.

Mr. Davis, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred House file No. 483, a bill for an act fixing the compensation of the commissioners of pharmacy and the salary of the secretary and treasurer of said board of commissioners, and for the inspection of their books and accounts by the governor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the following be substituted therefor, and when so substituted that it do pass:

A BILL

For an act providing for the appointment and salary of a secretary and treasurer of the Commissioners of Pharmacy, prescribing his duties, providing for him giving bond, and for the inspection, by the Governor, of the books and accounts of the commissioners.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the Commissioners of Pharmacy shall, annually, on the first Monday in May, elect a secretary and treasurer who shall be known as "secretary and treasurer," and shall possess the same qualifications now required of the commissioners themselves in section 3, chapter 75, of the laws of the Eighteenth General Assembly. Said secretary and treasurer shall enter upon the discharge of his duties as soon as he shall have filed with the secretary of state a good and sufficient bond, in the penal sum of ten thousand dollars, signed by at least two sureties, who shall justify in the aggregate to double the amount of said bond, and which shall bear upon its face the approval of the governor. The salary of said secretary and treasurer shall not exceed \$1,500 per annum.

SEC. 2. The secretary and treasurer shall keep in his office a book known as the "Commissioners of Pharmacy License Fee Book," which shall be made with ruled columns and printed headings, showing the date, the name of the person paying, and the amount of each license and fee paid, in which he shall enter all fees for licenses received by him; and on the first Monday of each month he shall file with the auditor of state a true copy of said book, properly sworn to by him, and shall quarterly pay into the state treasury, on the first day of January, April, July and October of each year, the amount of license fees payable by law into such treasury.

SEC. 3. The books, accounts, vouchers and funds belonging to, or kept by said Board of Commissioners of Pharmacy, shall at all times be open or

subject to the inspection of the Governor, or any committee appointed by him, as is provided for in section 132 of the Code of 1873.

SEC. 4. All acts or parts of acts inconsistent herewith are hereby repealed.

SEC. 5. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

M. J. DAVIS,  
*Chairman.*

Substitute read first and second time and passed on file.

Mr. Grote offered the following resolution, which was unanimously adopted by a rising vote:

MR. SPEAKER—Whereas, news has reached us of the death of a child of Chas. L. Early, the member from Sac, I would move you that a committee of three be appointed to draft resolutions expressing our sympathy for him in his bereavement.

J. F. GROTE.

The Speaker appointed as such committee Messrs. J. F. Grote, Parley Finch, G. T. Baker.

#### PETITIONS AND MEMORIALS.

Messrs. Brinton, Scott, McDonald, Finch, Frink, Mayne, Parker, Potter, Cook, Lauder, Huntley, Whelan, Miller of Buena Vista, Van Houten and Grote presented petitions of citizens of their respective counties asking for the passage of the conference committee bill for the regulation of building and loan associations.

Referred to Committee on Building and Loan Associations.

Messrs. Smith and McArthur presented remonstrances of citizens of their respective counties against any change in the present railroad laws.

Referred to Committee on Code Revision.

Mr. Potter presented petition of the stockholders of the Savings, Loan and Building Association of Council Bluffs, Iowa, asking for a just, reasonable and carefully guarded building and loan association law.

Referred to Committee on Building and Loan Associations.

Mr. Hendershot presented petition of citizens of Union county asking for the passage of Senate file No. 160.

Referred to Committee on School and Text-books.

Mr. Manahan presented petition of citizens of Le Mars, Iowa, asking passage of House file No. 477.

Referred to Committee on Public Health.

Mr. Scott presented petition of citizens of Kirksville, Missouri, in reference to the study of osteopathy.

Referred to Committee on Federal Relations.

Mr. Finch presented remonstrance of citizens of Goldfield, Iowa, protesting against the mortgage clause in the building and loan association bill, and asking that the said clause be amended.

Referred to Committee on Building and Loan Associations.

Mr. Hinman offered the following resolution which was laid over under rule 34:

*Resolved*, That all further consideration of the report of the Code Committee be postponed until the completion of the regular work of this session.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 385, a bill for an act imposing a collateral inheritance tax and providing for the collection of the same.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 37, a bill for an act to authorize cities of the second class to acquire real estate within and without their territorial limits, for the purpose of outlets for sewers; and pay the same out of the general fund of the city, or out of the sewer fund of the sewer district of which the same is an outlet.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am hereby directed to inform your honorable body that the Senate has returned the following House file No. 260, a bill for an act to enable cities of the first class to buy or construct water works, and to provide for the management thereof, and giving additional powers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy association.

Amended in section 2, line 20: Strike out the word "each" after the word "copies;" in line 22, section 2, strike out the word "each" after the word "copies."

W. E. BULLARD,  
*Secretary.*

The House here took up for consideration substitute for House file No. 878, by Building and Loan Committee, a bill for an act providing a substitute for chapter 6 of title 6 of the Code of 1878, for establishing and governing mutual building and loan associations, which was set for special order at 10 A. M.

Mr. Haugen moved that this bill be read and considered section by section.

Carried.

Mr. Tibbitts moved to insert after the words "purpose of" the words "receiving deposits or."

Lost.

Mr. McNulty moved to amend by striking out the word "full" and the words "the loan made to him" in line 15, and insert in lieu of the latter words stricken out the words "money received by or paid on his account."

Lost.

Mr. Haugen moved to amend by inserting after the word "usurious" the words: "Provided, that such dues, membership fees, fines, premiums and interest on loans shall not exceed 14 per cent per annum."

Messrs. Haugen and Prentis demanded the yeas and nays on this question which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Garner, Haugen, Huntley, Lambert, McNulty, Merriam, Miller of Buena Vista, Prentis, Ray, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Wells, Whelan, Williams, Wood—19.

The nays were:

Messrs. Bailey, Baker, Bird, Brady, Brant, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Lavender, Loomis, Lowry, McDonald, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Reed, Scott, Smith,



Sullivan, Voelker, Watters, Weaver, Wheeler, Whittier, Wilson, Mr. Speaker—65.

Absent or not voting:

Messrs. Allen, Bell, Bowen, Brighton, Byington, Early, Griswold, Grote, Klemme, Ladd, McAchran, McArthur, McDowell, Miller of Cherokee, Morrison of Keokuk, Putnam—16.

So the motion was lost.

Mr. Garner moved to amend by striking out line 17, section 9, and inserting in lieu thereof the words "full amount paid into the loan fund with all the profits belonging to the same at the time of foreclosure."

Lost.

Mr. Merriam moved to amend by adding to section 9 as follows:

The amount to be paid each withdrawing member shall not be less than the actual amount paid in by said member, independent of the membership fee and the amount set apart as provided in the articles of incorporation or by-laws for the expense fund, increased by at least 6 per cent interest for the period his stock was in force. There shall be no forfeiture of moneys, except as above specified, paid into the hands of any building and loan association after three regular monthly installments have been made; but all such associations may provide in their articles of incorporation and by-laws that no member shall withdraw his stock within less than two years from the date of his stock certificates.

Lost.

Mr. Power moved to strike out the word "ten," in line 3, section 11, and insert the word "four."

Lost.

Mr. Power moved to strike out the words "in proportion to the credit of," in line 6, section 13, and insert the word "to," and all of line 7 up to and including the second word "and."

Carried.

Mr. Merriam moved to strike out all of line 8, beginning with the word "membership," and all of line 9 in section 13.

Lost.

Mr. Martin moved to insert the words "or savings and loan" between the words "loan" and "associations" in line 13, section 24.

Carried.

Mr. Doubleday moved to strike out the word "not" in line 5, section 31.

Lost.

Mr. Martin moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood.

Mr. Speaker—92.

The nays were:

Messrs. McQuin and Spaulding—2.

Absent or not voting:

Messrs. Allen, Bowen, Early, Haugen, McDowell, Miller of Cherokee—6.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—I vote "aye" only because I believe that this bill is the best that can be passed at this time.

J. A. GARNER.

MR. SPEAKER—In the provisions of Senate substitute for House file No. 378, I find it is made legal to take a rate of interest far exceeding what any one can afford to pay and protect those who are dependent upon him from storms and hunger, and especially poor people whom it is ostensibly intended to help, therefore, I vote "no."

E. C. SPAULDING.

MR. SPEAKER—Although believing this bill, No. 378, to be incomplete and not satisfactory in many respects, I vote "yes," as I am aware that there is a demand for legislation on this subject.

O. O. TIBBITTS.

MR. SPEAKER—In view of the summary manner in which all apparently good amendments have been lost by reason principally of the short time remaining this session in which to secure a concurrence thereto, and while I protest against some of its provisions, I am impelled to vote "aye," as the bill is at least a step in the right direction and the ensuing two years will disclose its defects to the next General Assembly.

W. G. LADD.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 251, a bill for an act creating the Twentieth judicial district of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein, and also providing for an election of four judges in the Second judicial district, and three judges in the Sixth judicial district, defining the jurisdiction of said courts therein, and for holding terms of court in said districts.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 92, a bill for an act to amend section 3, chapter 134, acts of the Twenty-first General Assembly, and to transfer Marshall county from the Eleventh judicial district to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district.

W. E. BULLARD,  
*Secretary.*

Mr. Morrison of Keokuk called up the resolution in reference to the use of Iowa coal in the Hospital for the Insane at Independence, and moved it be adopted.

Mr. Tibbitts moved to amend by striking out the words "to be the difference between tweedledee and tweedledum," and insert in lieu thereof the words "that there is a difference in favor of Iowa coal."

Carried.

Resolution as amended adopted.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which substitute for House file No. 234 was lost.

O. A. BYINGTON.

MR. SPEAKER—I second above motion.

N. A. WELLS.

Mr. Evans moved to adjourn until 2 P. M.

Mr. Morrison of Grundy, moved to amend by making it 9 A. M. to-morrow.

This motion carried and the motion as amended carried.

The House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, Thursday, March 26, 1896. }

The House met at 9 A. M., with Speaker Byers in the Chair  
The opening prayer was offered by the Rev. O. H. Ballard,  
pastor of the Baptist church, Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Messrs. Van Houten, Thompson and Lambert presented remonstrances of citizens of their respective districts against any change in the present railroad laws.

Referred to Committee on Code Revision.

Mr. Gurley presented memorial of Hon. Francis Varga in reference to taxation and the revenue.

Referred to Committee on Ways and Means.

Mr. Prentis presented memorial of Epworth League of Ringgold county in reference to resubmission and against the manufacturing bill.

Referred to Committee on Suppression of Intemperance.

Mr. Wood presented remonstrance of the Rock City assembly No. 6296 Knights of Labor, against House file No. 297.

Referred to Committee on Ways and Means.

Messrs. Watters and Voelker presented petitions of citizens of their respective counties asking for a reimbursement of those who advanced money to represent the state at the World's Cotton exposition at New Orleans in 1885.

Referred to Committee on Claims.

Mr. Evans presented petition of citizens of Wayne county asking for the State control of express companies.

Referred to Committee on Telegraph, Telephone and Express.

Mr. Prentis presented petition of citizens of Ringgold county, asking the passage of the conference bill on building and loan associations.

Referred to Committee on Building and Loan Associations.

## REPORTS OF COMMITTEES.

Mr. Reed, from the Committee on School and Text-books, submitted the following report:

MR. SPEAKER—Your Committee on School and Text-books, to whom was referred Senate file No. 18, a bill for an act repealing sections 1802 and 1808 of the Code as amended, and providing a substitute therefor, relating to the election and number of school directors, and amending chapter 8, section 6, of the acts of the Eighteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, because this subject has been reported on by the committee.

J. F. REED,  
*Chairman.*

Ordered passed on file.

Mr. Bird, from the Committee on Board of Public Charities, submitted the following report:

MR. SPEAKER—Your Committee on Board of Public Charities, to whom was referred House file No. 205, a bill for an act for the better protection and safety of life in hotels and boarding houses in case of fire, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. W. BIRD,  
*Chairman.*

Ordered passed on file.

Mr. Gurley from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, soldiers' orphans, at the Orphans' home at Davenport, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

Z. H. GURLEY,  
*Chairman.*

Ordered passed on file.

On request of Mr. Gurley, House file No. 411 was recalled by Committee on Claims.

Mr. Van Houten, from the Committee on Horticulture, submitted the following report:

MR. SPEAKER—Your Committee on Horticulture, to whom was referred House file No. 309, a bill for an act to regulate the soliciting and sale of nursery stock in the State of Iowa, beg leave to report that they have had

the same under consideration and have instructed me to report a substitute back to the House with the recommendation that the substitute do pass.

GEO. H. VAN HOUTEN,  
*Chairman.*

The substitute was read first and second time and passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 465, a bill for an act appropriating funds for the support of the State Fish Commission, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 482, a bill for an act to provide for an exhibit of the resources of the State of Iowa at the Trans-Mississippi and International exposition to be held at Omaha in the year 1898, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 364, a bill for an act to amend section 1584 of the Code of Iowa relating to state appropriations of normal institutes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 341, a bill for an act to declare Spirit and Okoboji lakes, in Dickinson county, to be public navigable waters, and to provide for their preservation and improvement for navigation for the benefit of the public health and for the culture of fish therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 395, a bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 468, a bill for an act providing for the publication and distribution of the proceedings of the fifth re-union of the pioneer law-makers association of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 410, a bill for an act to legalize the incorporation of the independent school district of Melbourne, Marshall county, Iowa, and the acts of its officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 395, a bill for an act to amend chapter 69, acts of the Twenty second General Assembly, relating to the salary of the hospital steward at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 491, a bill for an act to legalize the incorporation of the town of Jolly, Calhoun county, Iowa, and the election of its officers, beg

leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 163, a bill for an act to amend section 3908 of the Code in relation to the employment, by public officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary to whom was referred House file No. 429, a bill for an act to legalize a certain bond issue of the incorporated town of Manning, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 490, a bill for an act to extend the term of the incorporation of Oak Hill Cemetery Association, of Florence township, Benton county, Iowa, and to legalize the acts of the officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Grote offered the following resolution on the death of Esther, daughter of Chas. L. Early, of Sac county:

*Be it resolved by the House of Representatives of the Twenty-sixth General Assembly of Iowa:*

WHEREAS, The members of the House of Representatives have learned with profound sorrow of the death of little Esther, the three year old daughter of Representative Chas. L. Early,

*Resolved*, That we, the members of the Twenty-sixth General Assembly, extend our heartfelt sympathy to our fellow member, Chas. L. Early, and to his family in their bereavement, and,



*Resolved*, That these resolutions be spread upon the records of the House, and that the clerk be instructed to deliver a copy of the same to the family.

J. E. GROTE,  
GEO. L. BAKER,  
PARLEY FINCH.

Unanimously adopted by a rising vote.

Mr. Spaulding offered the following bill as a substitute for House file No. 297, a bill for an act to protect laborers in their rights to work:

A BILL

For an act to protect laborers in their rights to work.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Any person or persons who shall by threat, intimidation, or any act of violence, prevent in any manner employes from running any railroad train, operating or working any coal mine, from laboring in any manufacturing establishment, or from engaging in any other lawful occupation, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment in the county jail not to exceed one year or by fine not to exceed \$500, or by fine and imprisonment at the discretion of the court.

SEC. 2. This act being deemed of immediate importance, shall be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

On request of Mr. Chapman House file No. 351 was referred to the Committee on Appropriations.

The House here took up for consideration the pending resolution in reference to final adjournment.

The motion to substitute the resolution of Mr. Morrison of Grundy, recommending final adjournment on April 9 for the resolution of Mr. Ray, recommending final adjournment on April 22, was carried.

Mr. Bell moved that further consideration of this resolution be laid over until Tuesday, March 31st.

On a division of the House the motion was lost by a vote of 33 for and 48 against.

Mr. Ray moved to amend by striking out the words "sine die" and adding the following: "till Tuesday, April 14, and that at the adjourned session no business be considered except such as pertains to the revision of the Code."

Lost.

Mr. Evans moved to strike out the word "ninth" and insert the word "thirtieth."

Lost.

Mr. Funk moved to lay the resolution on the table.

On a division the motion was lost by a vote of 34 for and 51 against.

Mr. Byington offered the following as a substitute for the resolution and moved it be adopted:

*Resolved by the House, the Senate concurring, That the Twenty-sixth General Assembly shall complete and adopt the Code Revision at the regular session and before adjournment.*

Mr. Doubleday offered the following resolution and moved its adoption:

*Resolved, That the further consideration of time for adjournment be deferred until April 1, 1896, at 9 o'clock A. M.*

Lost.

Messrs. Gurley and Hinman demanded the "yeas" and "nays" on the question "Shall the motion to substitute prevail?" which resulted as follows:

On the question, "Shall the substitute be adopted?" the yeas were:

Messrs. Barker, Bell, Bird, Brant, Brinton, Byington, Chapman, Cornwall, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Grote, Gurley, Haugen, Hauger, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, Lowry, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Miller of Cherokee, Morrison of Keokuk, Nietert, Nolan, Porter, Prentis, Ray, Reed, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Whittier, Wilson, Wood, Mr. Speaker—55.

The nays were:

Messrs. Allen, Bailey, Bowen, Brady, Clark, Classen, Cook, Crow, Davis, Edwards, Garner, Griswold, Hazen, Hendershot, Hinkhouse, Hinman, Klemme, Ladd, Lavender, Loomis, McCachran, McDonald, McQuin, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Parker, Perrott, Power, Putnam, Scott, Spaulding, Sullivan, Wells, Wheeler, Whelan, Williams—39.

Absent or not voting:

Messrs. Brighton, Early, Johnson of Webster, McArthur, Potter, Weaver—6.

So the substitute was adopted.

The following explanations of votes were filed:

MR. SPEAKER—I heartily favor the completion of the Code revision this session, but I vote "no" on this proposition now because I believe this

substitute at this time is meant simply as a dilatory motion and to place members in a false light with reference to the Code revision.

W. S. ALLEN.

MR. SPEAKER—As I believe the Code cannot be passed at this session and give it the consideration it deserves I vote “no”

J. T. P. POWER.

MR. SPEAKER—Believing that the Code will not be read in full at this session, judging from former actions and records on House Journal, and being opposed to the passage of any bill not read in full, I vote “nay.”

T. J. SULLIVAN.

Mr. Hauger offered the following resolution, and moved its adoption:

*Resolved*, That the House Committee of Distribution of the Code Report be instructed to investigate and report to the House the condition and progress of said work, and the probabilities of completing the same at this session.

Mr. Martin offered the following resolution as a substitute and moved its adoption:

WHEREAS, Many of the members of this House believe that the necessary work of the Twenty-sixth General Assembly and the completion of the codifying of the laws cannot be finished within a reasonable time; therefore be it

*Resolved*, That for the purpose of securing some definite knowledge of the status of the work of this General Assembly, there be a committee of three appointed to ascertain the progress that has been made in the Senate and House of Representatives, and in the work of committees having in charge the codification of the laws, and report to this House as early as March 30, 1896.

Mr. Whelan moved to lay the matter on the table.

Carried.

The Speaker signed in the presence of the House the following bills: Senate files Nos. 7, 65, 374.

The House here took up for consideration House file No. 198, a bill for an act to establish and maintain schools for the instruction and training of teachers for the common schools, and to provide for the location of such schools, with the report of committee with the recommendation for passage as amended.

Mr. Gurley moved that this bill be referred to Committee on Appropriations.

Messrs. Mayne and Dowell demanded the “yeas” and “nays” on this question, which resulted as follows:

On the question, “Shall the motion prevail?” the yeas were:

Messrs. Baker, Bowen, Brady, Clark, Edwards, Finch, Frink, Funk, Garner, Good, Gurley, Haugen, Hendershot,

Hinkhouse, Hinman, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Lowry, McAchran, McDonald, McNulty, Merriam, Morrison of Grundy, Mullin, Nietert, Nolan, Perrott, Porter, Power, Smith, Spaulding, Van Houten, Voelker, Watters, Wheeler, Williams, Wood—41.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Brant, Brighton, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frazee, Grote, Hauger, Hazen, Huntley, Johnson of Webster, Lauder, Loomis, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Parker, Prentis, Putnam, Ray, Reed, Scott, St. John, Temple, Thompson, Tibbitts, Wells, Whelan, Whittier, Wilson, Mr. Speaker—51.

Absent or not voting:

Messrs. Early, Griswold, Hunt, Jackson, McArthur, Potter, Sullivan, Weaver—8.

So the motion was lost.

Mr. Huntley moved that the report of committee be adopted.  
Carried.

Mr. Huntley moved to amend by striking out in line 12, section 5, the words "January 14th" and inserting the words "August 1st"; also add to section 7 the words "*provided*, that no appropriation made under this section shall be available before August 1st, 1897."

Adopted.

Mr. Brant moved to amend as follows:

Strike out the word "five" and insert the word "three" in line 1 of section 1, and add to the section after the last word the words, "one to be in the southeast portion of the state, one to be in the southwest portion of the state, and one in the northwest portion of the state."

Lost.

Mr. Huntley moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Ladd moved the previous question.

Carried.

Motion of Mr. Huntley carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bell, Bird, Brady, Brant, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Griswold, Grote, Hauger, Huntley, Johnson of

Webster, Lauder, Loomis, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Morrison of Keokuk, Potter, Prentis, Putnam, Ray, Reed, St. John, Sullivan, Temple, Thompson, Tibbitts, Wells, Wheeler, Whelan, Whittier—45.

The nays were:

Messrs. Bailey, Baker, Bowen, Brighton, Clark, Edwards, Finch Frazee, Frink, Funk, Garner, Good, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lavender, Lowry McAchran, McDonald, McDowell, Marti, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Porter, Power, Scott, Smith, Spaulding, Van Houten, Voelker, Watters, Williams, Wilson, Wood, Mr. Speaker—49.

Absent or not voting:

Messrs. Early, Ladd, McArthur, Miller of Cherokee, Nietert, Weaver—6.

So the bill was lost.

The following explanations of votes were filed:

MR. SPEAKER—I believe in fostering higher education in all its grades, but believe the necessary expense incurred by the passage of this bill cannot now be spared and at the same time deal justly with the wards of our state. I vote “no.”

S. N. HINMAN.

MR. SPEAKER—On account of a lack of funds, appropriations for established institutions have been made much lower than their necessities require; even the teaching force of our present normal school is less than needed, and the Committee on Appropriations having refused to allow that institution a sufficient sum to increase its faculty, I regard it poor policy to increase the number of schools under present conditions.

GEO. H. VAN HOUTEN.

The Speaker filed a motion to reconsider the vote just taken.

Mr. Wilson seconded the motion.

Mr. Morrison of Grundy, moved that this motion be tabled.

Mr. Reed moved to adjourn till 9 A. M. to-morrow.

Mr. Dowell moved to amend by making it. 2 P. M.

Lost.

The motion of Mr. Reed was lost.

On the motion of Mr. Morrison of Grundy, the “yeas” and “nays” were demanded, which resulted as follows:

On the question, “Shall the motion prevail?” the yeas were:

Messrs. Baker, Bowen, Brighton, Clark, Doubleday, Edwards, Finch, Frazee, Funk, Garner, Good, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston

of Franklin, Klemme, Ladd, Lambert, Lowry, McAchran, McDonald, McDowell, Marti, Morrison of Grundy, Nolan, Parker, Perrott, Porter, Power, Scott, Smith, Spaulding, Van Houten, Voelker, Watters, Williams, Wood—43.

The nays were:

Messrs. Allen, Bell, Bird, Brant, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Dowell, Griswold, Grote, Hauger, Huntley, Johnson of Webster, Lauder, Lavender, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Prentis, Putnam, Ray, Reed, St. John, Sullivan, Temple, Thompson, Tibbitts, Wells, Whelan, Whittier, Wilson, Mr. Speaker—46

Absent or not voting:

Messrs. Bailey, Brady, Early, Evans, Frink, Loomis, McArthur, Miller of Cherokee, Nietert, Potter, Weaver, Wheeler—12.

So the motion to lie on the table was lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 383, a bill for an act amending chapter 2, title x, of the Code of 1873, relating to drainage and levees.

Amendment in section 11.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 488, a bill for an act to legalize ordinances Nos. 231, 232, 233, 235, 236, etc., to 325 of the city of Clinton, Clinton county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House was asked.

House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton, in Clinton county, Iowa, and all acts done and ordinances passed by the city councils of the city of Clinton and the city of Lyon in relation thereto.

W. E. BULLARD,  
*Secretary.*

Mr. Merrell called up House file No. 488 with Senate amendment and moved that the House concur.

On the question, "Shall the House concur?" the yeas were.

Messrs. Allen, Bell, Bowen, Brant, Brighton, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McDowell, McNulty, McQuinn, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbits, Voelker, Watters, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

None.

The absent or not voting were:

Messrs. Bailey, Baker, Bird, Brady, Byington, Crow, Early, Gurley, Hauger, Lauder, McArthur, McDonald, Manahan, Merriam, Miller of Cherokee, Nietert, Perrott, Potter, Van Houten, Weaver, Wells, Wheeler—22.

So the House concurred.

Messrs. Marti and Potter were excused until Monday, and Messrs. Edwards and Wilson were excused till Tuesday.

On motion of Mr. Martin, the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, )  
DES MOINES, Iowa, Friday, March 27, 1896. )

Pursuant to adjournment the House met at 9 A. M., with Speaker Byers in the Chair.

Prayer was offered by Rev. B. F. W. Cozier, of Colfax, Iowa.  
The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote on the Byington resolution in relation to remaining in session until the Code revision work is completed.

H. B. WATERS.

I second the motion.

J. J. LOWRY.

#### PETITIONS AND MEMORIALS.

Mr. Hinman presented petition of citizens of Wright county asking the reimbursement of those persons who advanced money to represent the State at the World's Cotton Exposition at New Orleans.

Referred to Committee on Claims.

Mr. McDowell presented remonstrance of citizens of Iowa county against the Healy bill.

Referred to Committee on Banks and Banking.

Mr. Good presented remonstrance of citizens of Boone county against the establishment of independent township school districts.

Referred to Committee on School and Text-books.

#### REPORTS OF COMMITTEES.

Mr. Chapman, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 337, a bill for an act to amend paragraph one (1) of section seventeen (17) of chapter 62, acts of the Twenty-fifth General Assembly, to tax the traffic in intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. CHAPMAN,

*Chairman.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 433, a bill for an act to amend chapter 62, acts of the Twenty-fifth General Assembly, relating to the taxation of the traffic in intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on the Suppression of Intemperance, to whom was referred House file No. 236, a bill for an act to amend section 22, chapter 62, of the acts of the Twenty-fifth General Assembly, relative to transportation of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, for, in the opinion of the committee, the object sought by the bill is covered by House file No. 322, which has been recommended for passage.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House file No. 460, a bill for an act to amend section 7, chapter 66, of the acts of the Twenty-first General Assembly, relating to nuisances and the abatement thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. B. CHAPMAN,  
*Chairman.*

Ordered passed on file.

Mr. Gurley, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan at the Soldiers' Orphans Home, at Davenport, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

Z. H. GURLEY,  
*Chairman.*

On motion of Mr. Hinkhouse, House file No. 411 was referred to Committee on Appropriations.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 271, a bill for an act appropriating money for the State Historical society, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

#### SENATE MESSAGES.

Senate file No. 385, a bill for an act imposing a collateral inheritance tax and providing for the collection of the same, was read first and second time and referred to Committee on Ways and Means.

Senate file No. 197, a bill for an act to amend section 3173 of the Code of 1873, in reference to the amount involved in cases of appeal to the supreme court, was read first and second time and referred to Committee on Judiciary.

Senate file No. 290, a bill for an act to amend section 3179, as amended by the Twenty-second General Assembly, chapter 35, relating to transcripts on appeal to the supreme court, was read first and second time and referred to Committee on Judiciary.

Senate file No. 140, a bill for an act to repeal sections 1 and 8 of chapter 79, acts of the Twenty-first General Assembly, as amended by chapter 67, acts of the Twenty-second General Assembly in relation to the spread of disease among swine and to enact a substitute therefor was read first and second time and referred to Committee on Agriculture.

Mr. Dowell called up House file No. 260, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazer, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hasen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of

Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Messrs. Brinton, Davis, Early, Edwards, Garner, Haugen, Jay, Lavender, McArthur, McNulty, Marti, Miller of Cherokee, Potter, Reed, Weaver, Wilson—16.

So the House concurred.

Mr. Hunt called up House file No. 883, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Wood, Mr. Speaker—81.

The nays were:

None

Absent or not voting:

Messrs. Davis, Early, Edwards, Garner, Haugen, Hauger, Hinman, Lambert, Lavender, McArthur, McNulty, Marti, Miller of Cherokee, Potter, Smith, Sullivan, Weaver, Williams, Wilson—19.

So the House concurred.

Mr. Nietert called up House file No. 72, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen,

Cook, Cornwall, Doubleday, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Crow, Davis, Dowell, Early, Edwards, Hinman, McArthur, McNulty, Marti, Miller of Cherokee, Potter, Van Houten, Weaver, Wilson—14.

So the House concurred.

On motion of Mr. Martin, substitute for Senate files Nos. 13, 54, 164, 169, 191 and 282 was indefinitely postponed.

#### INTRODUCTION OF BILLS.

By Mr. Allen, House file No. 492, a bill for an act to amend section 746 of the Code, in reference to removal and suspension from office.

Read first and second time and referred to Committee on Judiciary.

By Mr. Brighton, House file No. 493, a bill for an act making an appropriation for the payment to the members of the Code commission of unpaid balance of their claims for services.

Read first and second time and referred to Committee on Appropriations.

By Mr. Brighton, House file No. 494, a bill for an act making an appropriation for the payment to the clerk of the Code commission of the unpaid balance of her claim for services.

Read first and second time and referred to Committee on Appropriations.

By Mr. Smith, House file No. 495, a bill for an act to legalize the official acts of the town council and ordinances of the incorporated town of Scranton, Greene county, Iowa.

Read first and second time.

Mr. Smith moved that the rule be suspended, and that the bill be taken up, considered engrossed and considered now.

The yeas and nays were demanded, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hinman, Johnson of Webster, Johnston of Franklin, Ladd, Lavender, Loomis, McCachran, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—56.

The nays were:

Messrs. Bailey, Baker, Byington, Cook, Frazee, Garner, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Klemme, Lambert, Lauder, Lowry, McDowell, Manahan, Merrell, Merriam, Nolan, Parker, Perrott, Porter, Power, Prentis, Reed Sullivan, Van Houten, Voelker, Wheeler—31.

Absent or not voting:

Messrs. Classen, Early, Edwards, Grote, Huntley, McArthur, McDonald, McNulty, Marti, Miller of Cherokee, Potter, Weaver, Wilson—13.

So the motion having failed to receive a two-thirds vote was declared lost.

The bill, House file No. 495, was then referred to the Committee on Judiciary.

By Mr. Cornwall, House file No. 496, a bill for an act apportioning the State into representative districts, and to declare the ratio of representatives.

Read first and second time and referred to Committee on Representative Districts.

By Mr. Brant, House file No. 497, a bill for an act to repeal section 10, chapter 7, acts of the Twenty-fifth General Assembly, and to enact a substitute therefor relative to paving, curbing and sewerage in certain cities.

Read first and second time and referred to Committee on Municipal Corporations.

Mr. Merriam offered the following resolution, which was laid over under rule 84.

*Resolved*, That after March 31, 1896, this House consider only appropriation bills, bills granting claims against the state reported favorably by

the Committee on Claims, and the proposed Code, and that no other bills be considered unless taken up by consent of the entire House.

The following resolution was offered by Mr. Klemme, which was laid over under rule 34:

*Resolved, by the House of Representatives, 1st, That on and after the first day of April the number of committee clerks be reduced to ten in number, and the Speaker to name the ten committee clerks that shall continue to serve.*

*That the number of door-keepers be reduced to five in number from said date, and that the Speaker shall name the five that will continue to serve.*

*Also that the number of pages be reduced to four in number from said date, and the Speaker to name the four that shall continue to serve.*

Mr. Brant called up the motion to reconsider the vote on House file No. 40.

Messrs. Van Houten and Cook demanded the "yeas" and "nays" on the motion to reconsider, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bird, Brant, Brinton, Classen, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Garner, Grote, Haugen, Hendershot, Hinkhouse, Jay, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McDonald, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Porter, Power, Prentis, Ray, Reed, Spaulding, St. John, Sullivan, Temple, Tibbitts, Voelker, Watters, Wells, Whelan, Mr. Speaker—53.

The nays were:

Messrs. Baker, Bell, Bowen, Brighton, Byington, Clark, Cook, Davis, Funk, Good, Griswold, Gurley, Hauger, Hazen, Hinman, Hunt, Johnson of Webster, Klemme, Lambert, McAchran, McDowell, Miller of Buena Vista, Perrott, Putnam, Scott, Smith, Thompson, Van Houten, Wheeler, Whittier, Williams—31.

Absent or not voting:

Messrs. Brady, Chapman, Early, Edwards, Huntley, McArthur, McNulty, Marti, Merrell, Miller of Cherokee, Morrison of Keokuk, Potter, Weaver, Wilson, Wood—15.

So the motion prevailed.

Mr. Brant moved that this bill be referred to Committee on Appropriations.

Mr. Van Houten moved to lay this motion on the table.

Lost.

Motion of Mr. Brant prevailed.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 248, a bill for an act to amend sections 2 and 3, chapter 69, acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided for in said act, and to extend the term of the present incumbent.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 288, a bill for an act to amend section 3, chapter 105, acts of the Twenty-second General Assembly, by providing for the compensation of members of the Soldiers' Relief commission.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill in which the concurrence of the Senate was asked:

House file No. 98, a bill for an act to amend sections 509 and 510 of the Code of 1873, relating to changing the class of towns and cities.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 378, a bill for an act defining building and loan, or savings and loan associations, and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations, and repealing acts or parts of acts inconsistent with this act.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 210, a bill for an act to amend chapter 25, acts of the Twenty-second General Assembly, relating to notice of injury.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House file No. 244, as by the House requested.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 191, a bill for an act to authorize the Executive Council to sell and convey certain lands belonging to the State for the use of the State Agricultural society.

The amendments are embodied in the engrossed bill which passed the Senate.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 144, a bill for an act to define and punish the crime of maliciously, wilfully and feloniously disturbing or interfering with any horse, harness or vehicle, and providing a punishment therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 235, a bill for an act to punish the crime of unlawfully breaking and entering a railroad or express car.

W. E. BULLARD,  
*Secretary.*

Mr. Dowell called up motion to reconsider vote of House file No 244.

Mr. Porter called to the Chair at 10:05.

Speaker resumed the Chair at 10:15.

Motion to reconsider carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Doubleday, McAchran, Nolan, Voelker—4.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Evans, Finch, Frazee, Frink, Funk, Garner, Good,



Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McDonald, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—72.

Absent or not voting:

Messrs. Bowen, Brant, Chapman, Dowell, Early, Edwards, Hauger, Huntley, Jackson, Lambert, Lowry, McArthur, McNulty, Marti, Merriam, Miller of Cherokee, Morrison of Keokuk, Potter, Scott, Tibbitts, Van Houten, Weaver, Wheeler, Wilson—24.

The House here took up for consideration House file No. 355, a bill for an act defining bicycles and regulating their use, which was set for special order for March 26th, at 10 A. M.

On motion of Mr. Miller of Warren, report of committee was adopted.

Mr. Klemme moved to insert in line 3, section 1, after the word "highway" the words "except in limits of incorporated cities and towns."

Lost.

Mr. Byington moved to strike out section 2.

Lost.

Mr. Merriam moved to strike out all of section 1 after the word "vehicle" in line 2.

Lost.

Mr. Klemme moved to amend by inserting in line 2, section 1, after the word "meeting" the words "or passing."

Carried.

Mr. Brighton moved to strike out the word "ten" in line 2, section 2, and insert the word "five."

Lost.

Mr. Gurley moved to insert in line 4, section 1, after the word "shall" the words "slacken his speed or."

Lost.

Mr. Miller of Warren moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Sullivan moved the previous question.

Carried.

The motion of Mr. Miller carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brighton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Finch, Frazee, Frink, Funk, Good, Griswold, Hendershot, Hinkhouse, Hinman, Hunt, Klemme, Ladd, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Miller, of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Prentis, Ray, Reed, Scott, St. John, Sullivan, Thompson, Van Houten, Voelker, Watters, Wells, Whittier, Williams, Wood, Mr. Speaker—55.

The nays were:

Messrs. Bowen, Brant, Byington, Cornwall, Dowell, Evans, Gurley, Haugen, Hazen, Huntley, Johnson of Webster, Johnston of Franklin, Lauder, Martin, Mayne, Merriam, Neitert, Porter, Power, Smith, Spaulding, Temple, Tibbitts, Wheeler, Whelan—26.

Absent or not voting:

Messrs. Brinton, Early, Edwards, Garner, Grote, Hauger, Jackson, Jay, Lambert, Lavender, McArthur, McNulty, Marti, Merrell, Morrison of Keokuk, Miller of Cherokee, Potter, Putnam, Weaver, Wilson—19.

So the bill passed and the title was agreed to.

On motion of Mr. Lavender, the substitute for House file No. 45, a bill for an act to authorize and to regulate primary elections of voluntary political parties or associations, and to punish fraud therein, with report of committee recommending passage, was taken up and considered.

Mr. Lavender moved that the substitute for Senate file No. 29 be substituted for the bill under consideration.

Carried.

Mr. Dowell moved to amend as follows:

Amend section 5 by inserting after the word "election" in line 3 of said section, the following: "and shall have voted with such party at one or more preceding elections unless it shall be his first vote as a citizen."

Mr. Hinman moved as a substitute, the following:

Amend section 5, line 1, by inserting after the second word "be" the following: "or publicly declares his intention of becoming."

Lost.

The motion of Mr. Dowell was lost by a vote of 16 for and 35 against.

Mr. Morrison of Grundy moved to amend as follows:

Add to section 1: "Except that in counties where nominating conventions are held the provisions hereof shall not apply to county action unless upon the demand of a majority of a regular nominating convention."

On this amendment Messrs. Morrison of Grundy and Brighton demanded the yeas and nays, which resulted as follows:

On the question, "Shall the amendment pass?" the yeas were:

Messrs. Bell, Bird, Brady, Brant, Brighton, Brinton, Crow, Dowell, Evans, Finch, Funk, Garner, Griswold, Gurley, Haugen, Hauger, Hinman, Jackson, Johnson of Webster, Klemme, Ladd, Loomis, McDowell, Martin, Merriam, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Power, Putnam, Ray, Scott, Spaulding, St. John, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Wood—41.

The nays were:

Messrs. Allen, Baker, Byington, Clark, Classen, Cook, Cornwall, Davis, Dowell, Frazee, Frink, Good, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jay, Johnston of Franklin, Lambert, Lauder, Lavender, Lowry, McAchran, McDonald, McQuin, Mayne, Miller of Warren, Mullin, Nietert, Porter, Prentis, Reed, Smith, Temple, Tibbitts, Wells, Whittier, Williams, Mr. Speaker—40.

Absent or not voting:

Messrs. Bailey, Bowen, Chapman, Doubleday, Early, Edwards, Grote, McArthur, McNulty, Manahan, Marti, Merrell, Miller of Buena Vista, Miller of Cherokee, Perrott, Potter, Sullivan, Weaver, Wilson—19.

So the amendment prevailed.

Mr. Van Houten moved to amend as follows:

In section 5, line 3, after the word "residence" add as follows "and may be required to sign a statement under oath as to residence and political affiliations."

Mr. Jackson moved the following as a substitute:

Amend section 5, by inserting after the word "election," in line 2, "and the committee or body heretofore referred to in this act shall prescribe the qualifications which shall entitle the voter to be declared a member of the political party holding the primary election;" also insert the words "the voter" after the word "and" in the same line.

Lost.

Amendment of Mr. Van Houten carried.

Mr. Haugen moved to amend as follows:

Strike out all after the word "country" in line 3, section 3, to the word "such" in line 5, section 3, and insert in lieu thereof "and by posting the same in three public places in each voting precinct in such ward, city or county.

Lost.

Mr. Reed moved to amend as follows:

Strike out of line 3, section 1, all after the word "office" up to and including the word "committee."

Lost.

Mr. Lavender moved that the rule be suspended, and that the bill be read a third time now.

Mr. Doubleday moved the previous question.

Carried.

Messrs. Jackson and Frazee demanded the yeas and nays on the motion of Mr. Lavender, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bell, Bowen, Brady, Brant, Brighton, Brington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frink, Funk, Good, Griswold, Haugen, Hanger, Hinman, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, McAchran, McDonald, McDowell, McQuin, Martin, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Perrott, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—57.

The nays were:

Messrs. Allen, Baker, Bird, Byington, Finch, Frazee, Garner, Hazen, Hendershot, Hinkhouse, Jackson, Jay, Lambert, Lowry, Manahan, Merrell, Merriam, Morrison of Grundy, Nolan, Parker, Porter, Power, Prentis, Sullivan, Temple, Voelker, Wheeler—27.

Absent or not voting:

Messrs. Chapman, Early, Edwards, Grote, Gurley, Lauder, McArthur, McNulty, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Potter, Reed, Weaver, Wilson—16.

So the motion prevailed.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Brighton, Chapman, Clark, Classen, Cook, Doubleday, Dowell, Finch, Friak, Funk, Good, Grote, Haugen, Hanger, Hinman, Hunt, Huntley, Johnson of Webster.

McAchran, McDonald, McQuin, Martin, Morrison of Keokuk, Nolan, Perrott, Power, Ray, Reed, Thompson, Tibbitts, Van Houten, Voelker, Wells, Whelan, Whittier, Wood—36.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Byington, Cornwall, Crow, Davis, Evans, Frazee, Garner, Griswold, Gurley, Hazen, Hendershot, Hinkhouse, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McDowell, Manahan, Merrell, Merriam, Miller of Warren, Mullin, Nietert, Parker, Porter, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Watters, Wheeler, Williams, Mr. Speaker—52.

Absent or not voting:

Messrs. Early, Edwards, McArthur, McNulty, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Potter, Weaver, Wilson—12.

So the bill was lost.

The following motion to reconsider was filed:

MR. SPEAKER—I move a reconsideration of the vote by which the substitute for Senate file No. 29, as passed by the Senate was lost.

J. F. LAVENDER.

I second the motion.

W. W. CORNWALL.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which the Byington motion to substitute his resolution to finish the Code this session was substituted for Morrison of Grundy resolution to adjourn April 9th.

H. B. WATTERS.

I second the motion.

J. J. LOWRY.

On motion of Mr. Hinman, House adjourned till 2 P. M.

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#### AFTERNOON SESSION.

The House met at 2 o'clock P. M., Speaker Byers in the Chair

#### SENATE MESSAGES.

Senate file No. 144, a bill for an act to define and punish the crime of maliciously, wilfully and feloniously disturbing or interfering with any horse, harness or vehicle, and providing punishment therefor, was read first and second time.

Mr. Gurley asked that this bill be taken up now, and moved to amend by striking out the word "and" between the word "wilfully" and the word "feloniously" whenever it occurs, and insert the word "or."

Carried.

Mr. Gurley moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brighton, Brinton, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Loomis, Lowry, McAchran, McDowell, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—72.

Mr. Temple voted in the negative.

Absent or not voting were:

Messrs. Bird, Byington, Chapman, Classen, Early, Edwards, Grote, Jay, Johnston of Franklin, Lauder, Lavender, McArthur, McDonald, McNulty, Marti, Merrell, Miller of Buena Vista, Miller of Cherokee, Nietert, Porter, Potter, Spaulding, Sullivan, Weaver, Wheeler, Wilson—27.

So the bill passed and title as amended was agreed to.

Senate file No. 210, a bill for an act to amend chapter 25 of the acts of the Twenty-second General Assembly, relative to notice of injury, was read first and second time and referred to Committee on Municipal Corporations.

Senate file No. 235, a bill for an act to punish the crime of unlawfully breaking or entering a railroad or express car, was read first and second time and referred to Committee on Judiciary.

Mr. Finch called up House file No. 191 with Senate amendment and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall,

Crow, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Chapman, Davis, Early, Edwards, Garner, Haugen, Jay, Lambert, Lavender, McArthur, McDonald, McNulty, Marti, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Potter, Prentis, Sullivan, Weaver, Wheeler, Wilson—23.

So the House concurred.

On motion of Mr. Parker, Senate file No. 227, a bill for an act requiring that juvenile prisoners be kept apart from older offenders, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Parker moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Chapman, Davis, Early, Edwards, Garner, Hinkhouse, Jay, Lambert, McArthur, Marti, Miller of Buena Vista, Miller of Cherokee, Power, Sullivan, Weaver, Wheeler, Wilson—19.

So the bill passed and the title was agreed to.

On motion of Mr. Finch, substitute for House file No. 88, a bill for an act to amend section 303 of the Code, and to enlarge the powers of the board of supervisors, was taken up and considered.

On motion of Mr. Byington, substitute for House file No. 68 was referred to the Committee on County and Township Organizations.

House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1896, for money expended in defense of his said office and of his official rights and duties, was taken up and referred to the Committee on Appropriations.

House file No. 261, a bill for an act to pay to the widow of Capt. J. W. Luke, deceased, late railroad commissioner of Iowa, the salary for the unexpired term to which he was elected, was taken up and referred to the Committee on Appropriations.

House file No. 165, a bill for an act for the relief of Hiram Radden, was taken up and referred to the Committee on Appropriations.

On motion of Mr. Allen, House file No. 33, a bill for an act to amend chapter 132, acts of the Twentieth General Assembly, with report of committee recommending amendments and when so amended that the same do pass, was taken up, considered, and the amendments of the committee adopted.

Mr. Allen moved that this bill be considered section by section.

Carried.

Mr. Allen moved to amend by adding after the words "per annum" in line 3, section 1, the words "in lieu of clerk hire."

Carried.

Mr. Jackson moved to amend section 1 by striking out in line 6 the words "not to exceed \$500 for said bureau" and inserting the following: "Provided, that the total of such expenses for all officers or employes shall not exceed \$500."



Mr. Cornwall moved the previous question.

Carried.

The amendment of Mr. Jackson was adopted.

Mr. Jackson moved to lay this bill on the table.

Lost.

The question to suspend the rules, to consider the bill engrossed, and to read the bill a third time was then put and carried, and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Brant, Brinton, Byington, Chapman, Clark, Classen, Crow, Dowell, Evans, Garner, Haugen, Hauger, Huntley, Johnson of Webster, Lavender, McNulty, Martin, Mayne, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Prentis, Ray, Smith, Van Houten, Voelker, Wells, Whelan, Williams, Mr. Speaker—32.

The nays were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Cook, Cornwall, Doubleday, Finch, Frazee, Funk, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Klemme, Ladd, Lowry, McCachran, McDonald, McDowell, Miller of Warren, Parker, Putnam, Scott, Spaulding, Thompson, Watters, Whittier—34.

Absent or not voting:

Messrs. Baker, Bird, Brighton, Davis, Early, Edwards, Frink, Good, Jay, Johnston of Franklin, Lambert, Lauder, Loomis, McArthur, McQuin, Manahan, Marti, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Nietert, Porter, Potter, Power, Reed, St. John, Sullivan, Temple, Tibbitts, Weaver, Wheeler, Wilson, Wood—34.

So the bill was lost.

Mr. Allen filed a motion to reconsider the vote just taken.

Mr. Dowell seconded the motion.

Mr. Gurley moved that this motion be indefinitely postponed.

Messrs. Allen and Gurley demanded the yeas and nays on the motion, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bailey, Bell, Bowen, Clark, Cook, Doubleday, Finch, Gurley, Hinman, McDonald, Miller of Warren, Scott—12.

The nays were:

Messrs. Allen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Classen, Cornwall, Crow, Dowell, Evans, Frazee,

Frink, Garner, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, McAchran, McDowell, McNulty, Martin, Mayne, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Smith, Spaulding, Thompson, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—57.

Absent or not voting:

Messrs. Baker, Bird, Davis, Early, Edwards, Funk, Good, Jay, Johnston of Franklin, Lambert, Loomis, Lowry, McArthur, McQuin, Manahan, Marti, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Porter, Potter, Reed, St. John, Sullivan, Temple, Tibbitts, Weaver, Wheeler, Wilson, Wood—31.

So the motion was lost.

On motion of Mr. McAchran, House file No. 417, a bill for an act to regulate the making of mortgages, with the report of committee recommending indefinite postponement, was taken up and considered.

Mr. McAchran moved that the House do not concur in the report of the committee.

Lost.

The report of the committee was adopted and the bill was indefinitely postponed.

On motion of Mr. Whittier, the reports of the Committee on Pardons, in reference to the pardons of Jasper Mason, John W. Elkins and William Dilley, and recommending that the same be not granted, were adopted.

House file No. 374, a bill for an act entitled "an act to provide for the auditing and payment of certain expenses of district court reporters," with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 390, a bill for an act amending chapter 74 of the acts of the Twenty-fifth General Assembly, concerning compensation of justice of the peace and constables, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 371, a bill for an act to legalize certain taxes levied by counties, pursuant to chapter 200 of the acts of the Twentieth General Assembly, and as amended by

chapter 22 of the acts of the Twenty-fifth General Assembly, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 353, a bill for an act to prohibit railroad companies from making extortionate charges for storing baggage of passengers transported over railroads, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 485, a bill for an act to provide for holding terms of district court at Perry, in the county of Dallas, in the Fifth judicial district of the State of Iowa, and defining the jurisdiction of said court, with the report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 249, a bill for an act to make an appropriation to the department of Iowa manufacturers of the Iowa State Agricultural society, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 85, a bill for an act for the protection of game, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 205, a bill for an act for the better protection and safety of life in hotels and boarding houses in case of fire, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 468, a bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Law Makers' association of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 410, a bill for an act to legalize the incorporation of the independent school district of Melbourne, Marshall county, Iowa, and the acts of the township board of directors organizing the same, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

The following motion to reconsider was filed:

MR. SPEAKER—I move a reconsideration of the vote whereby the House concurred in Senate amendments to House file No. 280.

G. M. PUTMAN.

I second the motion.

H. W. BYERS.

Messrs. Hinman, Cook and Haugen were excused till Tuesday.

On motion of Mr. Cornwall, House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, March 28, 1896. }

The House met pursuant to adjournment at 9 A. M., with Speaker Byers in the Chair.

Prayer was offered by the Rev. DeWitt C. Franklin, of Atlantic, Iowa.

On request of Mr. Wood Senate file No. 341 was recalled by the Committee on Appropriations.

Mr. Brighton was excused until Tuesday and Mr. Sullivan until Wednesday.

Messrs. McDonald, Baker and Byington were excused until Tuesday.

#### PETITIONS AND MEMORIALS.

Mr. Martin presented a remonstrance of citizens of Adair county against any change in the present railroad laws.

Referred to Committee on Code Revision.

Mr. Merrell presented petition of citizens of Clinton county against House file No. 306.

Referred to Committee on Banks and Banking.

#### REPORTS OF COMMITTEES.

Mr. Whittier, from the Committee on Pardons, submitted the following report:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the governor of Iowa the application for pardon of Thomas W. Watson, who was at the March, A. D. 1884, term of the district court of Iowa, in and for Mills county, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

LYMAN WHITTIER,  
*Chairman.*

Report adopted on motion of Mr. Whittier.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was referred by the governor of Iowa the application for pardon of George A. Trout, who was at the June, A. D. 1887, term of the district court of Iowa, in and for

Woodbury county, convicted of the crime of murder, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be granted.

LYMAN WHITTIER,  
*Chairman.*

Ordered passed on file.

Mr. Nietert, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred the substitute for Senate file No. 16, a bill for an act to authorize all banks organized under the laws of this State to act in a fiduciary capacity, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. J. NIERTERT,  
*Chairman.*

Ordered passed on file.

Mr. McDonald, from the Committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House file No. 313, a bill for an act for the inspection of stallions kept for service, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

M. McDONALD,  
*Chairman.*

Ordered passed on file.

Mr. McAchran called up his resolution in reference to the expenses of the special committee to visit the penitentiary at Fort Madison, and moved that it be referred to the Committee on Appropriations.

Carried.

On motion of Mr. Loomis, substitute for Senate file No. 204, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly relating to funding indebtedness of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Loomis moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good,

Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jay, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McDowell, McNulty, Manahan, Martin, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison' of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brighton, Brinton, Cook, Doubleday, Early, Edwards, Griswold, Haugen, Hazen, Hinman, Huntley, Jackson, Johnston of Franklin, Lambert, McArthur, McDonald, McQuin, Marti, Merrell, Merriam, Miller of Buena Vista, Potter, Power, Ray, St. John, Sullivan, Weaver, Wells, Wilson—30.

So the bill passed and the title was agreed to.

On motion of Mr. Loomis House file No. 362, relative to the same subject, was indefinitely postponed.

On motion of Mr. Temple joint resolution No. 9, for an amendment to the Constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36, of article 3, of the Constitution, and the adoption of the substitute therein proposed in lieu thereof, was made a special order of business for Tuesday, March 31st.

On motion of Mr. Bell House files Nos. 357 and 380 were referred to the Committee on Appropriations.

On motion of Mr. Temple House file No. 152, a bill for an act to amend chapter 13, Title xii, of the Code, in relation to the State Library, and to provide for the extension of the use thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Ladd was called to the chair at 10:40.

The Speaker resumed the chair at 10:45.

Mr. Temple moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bowen, Brady, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday,

Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bird, Brighton, Brinton, Cook, Early, Edwards, Griswold, Haugen, Hazen, Hinman, Huntley, Johnston of Franklin, Lambert, Loomis, McArthur, McQuin, Marti, Miller of Buena Vista, Potter, Power, Sullivan, Tibbitts, Weaver, Wells, Wilson—26.

So the bill passed and the title was agreed to.

On motion of Mr. Voelker, House file No. 330, a bill for an act to fix the salaries of mayors and aldermen in cities organized under special charters, having a population of 40,000 or more, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Voelker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brant, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Ray, Reed, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

The nays were:

None.



Absent or not voting:

Messrs. Bird, Brady, Brighton, Brinton, Classen, Cook, Early, Edwards, Griswold, Haugen, Hazen, Hinman, Huntley, Johnston of Franklin, Lambert, Lauder, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Potter, Power, Putnam, Spaulding, Sullivan, Weaver, Wells, Wilson—30.

So the bill passed and the title was agreed to.

On motion of Mr. Whelan, House file No. 408, a bill for an act to amend section 3956 of the Code of Iowa, relative to assisting prisoners to escape, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Whelan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrill, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brady, Brighton, Brinton, Cook, Early, Edwards, Griswold, Haugen, Hazen, Hinman, Huntley, Johnston of Franklin, Ladd, Lambert, Lauder, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Parker, Potter, Power, Spaulding, Sullivan, Weaver, Wells, Wilson—30.

So the bill passed and the title was agreed to.

Mr. Allen called up the motion to reconsider the vote on House file No. 33.

Carried.

Mr. Dowell moved to reconsider the vote whereby House file No. 83 was passed to the third reading.

Carried.

Mr. Allen moved that House file No. 83 be made a special order for Tuesday, March 31st, at 10 A. M., and that 250 copies of the bill, with amendments, be ordered printed.

Carried.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 5, a bill for an act to amend chapter 13, title 12, of the Code, in relation to the state library and to provide for an extension of the use thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the following bill in which the concurrence of the Senate was asked;

House file No. 274, a bill for an act to provide for holding terms of the District Court at Correctionville, Woodbury county, in the Fourth Judicial District of the State, defining the territorial jurisdiction of said court, and restricting that of the corresponding court to be held in Sioux City in said county of Woodbury.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 194, a bill for an act entitled "An act to increase the support fund of the boys' department of the Iowa Industrial School."

Amended title and section 2.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 243, a bill for an act to amend section 2, chapter 35, acts of the Twenty-third General Assembly, relating to permits of registered pharmacists.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 396, a bill for an act to appropriate money to pay the claims of individuals and counties of Iowa, for making the exhibit of Iowa at the World's Cotton Exposition at New Orleans, in 1885.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 177, a bill for an act empowering cities and towns having water supply and public sewers to regulate plumbing connecting with said sewers.

W. E. BULLARD,  
*Secretary.*

#### SENATE MESSAGES.

Senate file No. 5, a bill for an act to amend chapter 13, title 12, of the Code, in relation to the State Library and to provide for an extension of the use thereof, was read first and second time.

Mr. Temple moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurlley, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—72.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brady, Brighton, Brinton, Cook, Davis, Early, Edwards, Griswold, Haugen, Hazen, Hinman, Huntley, Ladd,

Lambert, Lauder, McArthur, McQuin, Marti, Miller of Buena Vista, Potter, Power, St. John, Sullivan, Tibbitts, Weaver, Wells, Wilson—28.

So the bill passed and the title was agreed to.

Mr. Temple moved a reconsideration of the vote whereby House file No. 152 was passed by the House.

Carried.

Mr. Temple moved that House file No. 152 be indefinitely postponed.

Carried.

Senate file No. 177, a bill for an act empowering cities and towns having water supply and public sewers to regulate plumbing connecting with said sewers, was read first and second time and referred to Committee on Municipal Corporations.

Senate file No. 396, a bill for an act to appropriate money to pay the claims of individuals and counties in Iowa for making the exhibit at the World's Exposition at New Orleans, was read first and second time and referred to Committee on Appropriations.

Mr. Funk called up House file No. 194, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frazee, Frink, Funk, Good, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Loomis, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Parker, Perrott, Porter, Prentiss, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—65.

Mr. Tibbitts voted in the negative.

Absent or not voting:

Messrs. Bird, Brady, Brighton, Brinton, Cook, Early, Edwards, Finch, Garner, Griswold, Haugen, Hazen, Hinman, Huntley, Jay, Ladd, Lambert, Lauder, Lowry, McArthur, McQuin, Marti, Miller of Buena Vista, Morrison of Grundy, Nietert, Nolan, Potter, Power, Putnam, Reed, Sullivan, Weaver, Wells, Wilson, Wood—35.

So the House concurred.

House file No. 387, a bill for an act to amend section 1740 of the Code, in relation to suits before school officers, with report of committee recommending passage was taken up, considered, and on motion of Mr. Byington was indefinitely postponed.

House file No. 405, a bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporate town of Williamsburg, Iowa county, Iowa, with report of committee recommending passage, was taken up, considered, and on motion of Mr. McDowell was indefinitely postponed.

By order of the House, substitute for House file No. 268, a bill for an act to change the compensation of the supreme court reporter and to facilitate the work of his office, was referred to Committee on Appropriations.

On motion of Mr. Allen, substitute for Senate file No. 1, a bill for an act defining fraternal beneficiary societies, orders, or associations, and regulating the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Allen moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Messrs. Bell, Bird, Bowen, Brady, Brighton, Brinton, Cook, Early, Edwards, Garner, Gurley, Haugen, Hazen, Hinman, Huntley, Lambert, Lauder, McArthur, McNulty, McQuin, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Potter, Power, Sullivan, Weaver, Wells, Wilson—29.

So the bill passed and the title was agreed to.  
Mr. Dowell called to the chair.

#### INTRODUCTION OF BILLS.

By Mr. Morrison of Keokuk, House file No. 498, a bill for an act to create a board of arbitration and to prevent strikes.

Read first and second time and referred to the Committee on Labor.

By Mr. Miller of Cherokee, House file No. 499, a bill for an act to amend section 1402 of the Code of Iowa, relative to the support of patients in the hospitals for the insane.

Read first and second time and referred to Committee on Judiciary.

By Mr. Miller of Cherokee, House file No. 500, a bill for an act repealing section 1419 of the Code and enacting a substitute therefor, relating to patients in the hospitals for the insane.

Read first and second time and referred to Committee on Judiciary.

Messrs. Parker, McDonald, Watters, and Morrison of Grundy, were excused until Tuesday, Mr. Merrell until Wednesday, and Mr. Johnson of Webster, until Monday noon.

On motion of Mr. Lavender, House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lavender moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St John, Temple, Thompson, Tibbitts, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood—69.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Bowen, Brady, Brighton, Brinton, Cook, Early, Edwards, Haugen, Hazen, Hinman, Huntley, Jackson, Jay, Lambert, Lauder, McQuin, Manahan, Marti, Miller of Buena Vista, Morrison of Grundy, Potter, Power, Reed, Sullivan, Van Houten, Weaver, Wells, Wilson, Mr. Speaker—31.

So the bill passed and the title was agreed to.

On motion of Mr. Hendershot, House file No. 463, a bill for an act to legalize the resolutions and ordinances passed, and elections held, to bond the city of Pella, Marion county, Iowa, to erect water works within said city, and to legalize the occupancy of block No. 36, the same which is known and platted as "West Market Square" in said city, for that purpose, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Hendershot moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood—71.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Bowen, Brady, Brighton, Brinton, Cook, Early, Edwards, Haugen, Hazen, Hinman, Huntley, Jackson, Jay, Lambert, Lauder, McArthur, McQuin, Marti, Miller of Buena Vista, Parker, Potter, Power, Sullivan, Van Houten, Weaver, Wells, Wilson, Mr. Speaker—29.

So the bill passed and the title was agreed to.

On motion of Mr. Crow, Senate file No. 162, a bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties, with report of committee recommending passage, was taken up, considered, and the report of the Committee adopted.

Mr. Crow moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Grote, Hauger, Hendershot, Hinkhouse, Hunt, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietart, Nolan, Porter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Wheeler, Whelan, Whittier, Williams, Wood—62.

The nays were:

Messrs. Perrott and Watters—2.

Absent or not voting:

Messrs. Bird, Bowen, Brady, Brighton, Brinton, Byington, Classen, Cook, Early, Edwards, Frink, Gurley, Haugen, Hazen, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Lambert, Lavender, McArthur, McQuin, Manahan, Marti, Miller of Buena Vista, Parker, Potter, Power, Smith, Sullivan, Temple, Weaver, Wells, Wilson, Mr. Speaker—36.

So the bill passed and the title was agreed to.

On motion of Mr. Nietert, House file No. 420, a bill for an act to amend chapter 168, acts of the Nineteenth General Assembly, entitled "an act empowering cities under special charters to establish boards of health," with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Nietert moved to amend as follows:

Strike out the word "said" in line 1, section 1, and insert after the figures "768" the words "of the acts of the Nineteenth General Assembly."

Also, in section 1, line 6, strike out "five (5)" and insert "two (2)." Also, in line 2, section 2, strike out the words "Iowa State," and before the word "Leader" insert "Des Moines."

Adopted.



Mr. Nietert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Brant, Byington, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Hauger, Hinkhouse, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, McAchran, McDowell, McNulty, Manahan, Martin, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wood—61.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Bowen, Brady, Brighton, Brinton, Chapman, Cook, Early, Edwards, Grote, Gurley, Haugen, Hazen, Hender-shot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Lambert, Loomis, Lowry, McArthur, McDonald, McQuin, Marti, Mayne, Miller of Buena Vista, Parker, Porter, Potter, Power, Sullivan, Van Houten, Weaver, Wells, Wilson, Mr. Speaker—39.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

Substitute for House file No. 46, a bill for an act granting additional powers to certain cities of the second class and incorporated towns relating to the construction of sewers or tile drains.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 329, a bill for an act releasing and granting to the citizens of Dubuque title to certain lands. Amended title by prefixing the words "a bill for;" also inserted "section 1" before enacting clause.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 377, a bill for an act to amend section 6 of chapter 144, acts of the Twenty-third General Assembly relating to vagrants.

W. E. BULLARD,

Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the House amendments to Senate file No. 144, a bill for an act to repeal section 5343 and to provide a substitute therefor.

W. E. BULLARD,

Secretary.

On motion of Mr. Cornwall the substitute for Senate file No. 272, a bill for an act to amend section 3741 of the Code of 1877 in respect to taking depositions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Cornwall moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Brant, Chapman, Clark, Claessens, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Feltz, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hendrickson, Johnston of Franklin, Klemme, Ladd, Lauder, Leitch, Lender, McCachran, McNulty, Manahan, Martin, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Prentiss, Putnam, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Horn, Voelker, Whelan, Whittier, Williams, Wood—53.

The nays were:

Messrs. Ray and Reed—2.

Absent or not voting:

Messrs. Baker, Bird, Bowen, Brady, Brighton, Brinkman, Byington, Cook, Early, Edwards, Frazee, Frink, Haug, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Lambert, Loomis, Lowry, McArthur, McDonald, McDowell, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Parker, Perrott, Potter, Powers, Sullivan, Temple, Watters, Weaver, Wells, Wheeler, Wilson—Mr. Speaker—85.

So the bill passed and the title was agreed to.

Mr. Gurley called up the substitute for Senate file No. 144 with House amendments thereto, in which the Senate refused to concur and moved that the House recede from the amendments.

On the question, "Shall the House recede?" the yeas were:

Messrs. Allen, Bailey, Bell, Chapman, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frazee, Funk, Garner, Good, Grote, Gurley, Hauger, Hinkhouse, Johnston of Franklin, Klemme, Lauder, Lavender, Loomis, McAchran, McNulty, Martin, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Prentis, Putnam, Scott, Smith, St. John, Thompson, Tibbitts, Voelker, Whelan, Williams, Wood—45.

The nays were:

Messrs. Ray, Spaulding, Watters—3.

Absent or not voting:

Messrs. Baker, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Cook, Davis, Early, Edwards, Frink, Griswold, Haugen, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Ladd, Lambert, Lowry, McArthur, McDonald, McDowell, McQuin, Manahan, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Parker, Perrott, Porter, Potter, Power, Reed, Sullivan, Temple, Van Houten, Weaver, Wells, Wheeler, Whittier, Wilson, Mr. Speaker—52.

So the motion prevailed.

For the purpose of making a quorum, the speaker recognized Messrs. Van Houten, Merriam, Reed, Morrison of Grundy and Griswold as present but not voting.

Mr. Griswold submitted the following:

The reason I did not vote was because I was absent from room during the discussion and did not know what was before the house when I was recognized by Speaker.

H. J. GRISWOLD.

Mr. Van Houten raised the point of order that it requires a majority of 51 votes to recede from as well as to pass an amendment, and that affirmative final action requires a constitutional majority of 51 votes.

The speaker decided the point not well taken.

On motion of Mr. Cornwall, House adjourned till 9 A. M. Monday.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, Monday, March 30, 1897.

The House met at 9 o'clock A. M., with Speaker Byers in Chair.

The session was opened with prayer by Rev. W. M. Taylor, pastor of the Highland Park M. E. Church, Des Moines, Ia.

The Journals of March 24, 25, 26, 27 and 28 were corrected and approved.

PETITIONS AND MEMORIALS.

Mr. Frazee presented petition of Chickasaw county, Iowa, Senate file No. 160.

Referred to Committee on Schools and Text-Books.

Messrs. Thompson and Mayne presented petition of citizens of their respective county against change in present railroad laws.

Referred to Committee on Code Revision.

Mr. Nolan offered the following resolution and moved its adoption:

*Resolved*, That the men having the care of this Hall be directed to close down the inside or storm windows, and raise the others, in order that there may have better ventilation.

Adopted.

REPORT OF COMMITTEE.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom referred Senate file No. 341, a bill for an act to declare Spirit and other lakes in Dickinson county to be public, navigable waters, and to provide for their preservation and improvement for navigation for the benefit of public health, and for the culture of fish therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the bill do pass, with the following amendments: In line 6 of section 2, between

ords "Minnewashta" and "as," and in line 6 of section 5, between  
ords "outlet" and "as" insert the following: "or at the outlet of  
r Gar lake.

A. L. WOOD,  
*Chairman.*

ordered passed on file.

r. McAchran, from the Committee on Penitentiaries, sub-  
ed the following report:

R. SPEAKER—Your Committee on Penitentiaries, to whom was referred  
e file No. 403, a bill for an act authorizing the employment of persons  
e penitentiary on work for the improvement of streets and highways,  
eave to report that they have had the same under consideration and  
instructed me to report the same back to the House with the recom-  
lation that the same be indefinitely postponed.

W. H. McACHRAN,  
*Chairman.*

ordered passed on file.

Ir. Allen, from the Committee on Revision of the Code, Sec-  
Division, submitted the following report:

IR. SPEAKER—Your Committee on Revision of the Code, Second Divi-  
, to whom was referred House file No. 19, a bill for an act to revise,  
nd and codify the statutes in relation to procedure in courts of origi-  
jurisdiction, beg leave to report that the same has been transferred to  
Committee on Judiciary, at the request of said Committee on Judiciary.

W. S. ALLEN,  
*Chairman.*

So ordered.

On motion of Mr. Allen House file No. 412, a bill for an act  
legalize the acts of the board of directors of the independent  
ool district of Eagle, Jefferson county, Iowa, and the board  
directors of the independent school district of Union, Van  
ren county, Iowa, in relation to the transfer of territory from  
e district to the other for school purposes, with report of  
mmittee recommending passage, was taken up, considered  
d the report of the committee adopted.

Mr. Allen moved that the rule be suspended, and that the  
l be considered engrossed and read a third time now, which  
tion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brinton, Chap-  
n, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Evans,  
nch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley,  
augen, Hauger, Hinkhouse, Hunt, Jackson, Jay, Johnston of  
anklin, Klemme, Ladd, Lowry, McAchran, McDowell,  
cNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller

of Warren, Mullin, Nolan, Perrott, Porter, Potter, Prentis Putnam, Scott, Smith, St. John, Thompson, Tibbitts, Voelker Wells, Wheeler, Whelan, Whittier, Williams, Wood. Mr. Speaker—60.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bird, Brant, Brighton, Byington, Cook, Dowell, Early, Edwards, Grote, Hazen, Hendershot, Hinman, Huntley, Johnson of Webster, Lambert, Lauder, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Parker, Power, Ray, Reed, Spaulding, Sullivan, Temple, Van Houten, Watters, Weaver, Wilson—4

So the bill passed and the title was agreed to.

On motion of Mr. Hinkhouse, Senate file No. 373, a bill for an act relating to certain additional justices of the peace and constables, legalizing their official acts and the official acts of canvassing boards with reference thereto, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Hinkhouse moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brinton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lowry, McAchran, McDowell, McNulty, Martin, Mayne, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Voelker, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—51.

Mr. Van Houten voted in the negative.

Absent or not voting:

Messrs. Baker, Bird, Brant, Brighton, Byington, Chapman, Cook, Early, Edwards, Grote, Gurley, Hazen, Hendershot, Hinman, Huntley, Johnson of Webster, Klemme, Lambert, Lauder, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Parker, Porter,

ower, Ray, Reed, Sullivan, Temple, Van Houten, Watters, Weaver, Wheeler, Wilson—48.

So the bill passed and the title was agreed to.

On motion of Mr. Nolan, House file No. 147, a bill for an act amend chapter 38 of the acts of the Twenty-fourth General assembly, entitled, "an act to provide for the printing and distribution of ballots at public expense, and for the nomination of candidates for public offices; to regulate the manner of holding elections, and to enforce secrecy of the ballot," and to provide further for the submission of public measures to vote of the people and method of petition by the voters, was made special order for Thursday, April 2d, at 10 A. M.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 397, a bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Law Makers' Association of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 400, a substitute for House file No. 463, a bill for an act to legalize the resolutions and ordinances passed, and elections held, to bond the city of Pella, Marion county, Iowa, to erect waterworks within said city, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed and amended the following bill in which the concurrence of the Senate was asked:

House file No. 486, a bill for an act to legalize the incorporation proceedings and ordinances passed by the incorporated town of Woolstock, Wright county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Mr. Funk moved to amend line 90, section 1, by striking out the words "fifteen hundred" and insert the words "one thousand."

Carried.

Mr. Martin moved to amend by adding to section 1 the words "and in no case shall such salary exceed the fees received by said commissioners and provided for in the statutes governing the practice of pharmacy."

Lost.

Mr. Morrison of Keokuk moved to strike out of line 6, section 2, the word "quarterly" up to and including the word "year," and insert the word "monthly" in lieu thereof.

Carried.

Mr. St. John moved to strike out the words "secretary and treasurer" where they first occur in section 1, and insert the words "suitable person."

Carried.

Mr. Davis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brant, Brinton, Chapman, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McArthur, McDowell, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbits, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

The nays were:

None.

Absent or not voting.

Messrs. Baker, Bird, Brighton, Byington, Clark, Cook, Early, Edwards, Grote, Hazen, Hinman, Huntley, Jackson, Johnson of Webster, Lambert, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Potter, Power, Reed, Sullivan, Watters, Weaver, Wilson—33.

So the bill passed and the title was agreed to.



On motion of Mr. Mullin, House file No. 406, a bill for an act to amend section 1890 of the Code of Iowa, relating to the care of the hospitals for the insane, with report of the committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Mullin moved that Senate file No. 403 be recalled from Committee on Hospitals for Insane and substituted for House file No. 406.

Carried.

Mr. Mullin moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McAchran, McDowell, McNulty, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—62.

The nays were:

Messrs. Griswold, Martin, Merriam, Spaulding—4.

Absent or not voting:

Messrs. Baker, Bird, Brighton, Byington, Cook, Early, Edwards, Grote, Haugen, Hazen, Hinman, Huntley, Jackson, Johnson of Webster, Lambert, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Perrott, Power, Reed, Sullivan, Watters, Weaver, Wilson, Wood—34.

So the bill passed and the title was agreed to.

On motion of Mr. Jay, House file No. 429, a bill for an act to legalize a certain bond issue of the incorporated town of Manning, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Jay moved that the rule be suspended, and that the bill be considered engrossed and read a third time now which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Klemme, Ladd, Lauder, Lowry, McAchran, McDowell, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—63.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Bird, Brighton, Byington, Cook, Early, Edwards, Finch, Grote, Gurley, Hazen, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Lambert, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Power, Putnam, Reed, Sullivan, Tibbitts, Watters, Weaver, Wilson, Wood—37.

So the bill passed and the title was agreed to.

On motion of Mr. Brant, House file No. 470, a bill for an act to authorize the people of cities acting under special charters to transfer or dedicate parks, public square or plats of ground for free public library building purposes, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Brant moved to amend by inserting after the word "city" in line 3, section 1, the words "or to the public."

Carried.

Mr. Brant moved that the rule be suspended, and that the bill be considered engrossed and read a third time now which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McAchran, McDowell, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of

Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—66.

The nays were:

None.

Asent or not voting:

Messrs. Baker, Bird, Brighton, Byington, Cook, Early, Edwards, Frazee, Grote, Hazen, Hinman, Huntley, Johnson of Webster, Lambert, Lavender, Loomis, McArthur, McDonald, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Porter, Power, Reed, Sullivan, Watters, Weaver, Wilson, Wood—34.

So the bill passed and the title was amended and agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Garner, House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rosehill, Mahaska county, Iowa.

Read first and second time and referred to Committee on Judiciary.

On motion of Mr. Morrison of Keokuk, House file No. 478, a bill for on act to legalize the purchase of ground by the Independent District No. 9 of West Lafayette township, Keokuk county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Mr. Lauder, section 2 was stricken out.

Mr. Morrison moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McAchran, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Ray, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—64.

Mr. Temple voted in the negative.

Absent or not voting:

Messrs. Baker, Bird, Brighton, Byington, Cook, Dowell, Early, Edwards, Frazee, Grote, Gurley, Hazen, Hinman, Huntley, Johnson of Webster, Lambert, Lavender, Loomis, McArthur, McDonald, McDowell, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Porter, Power, Reed, Sullivan, Watters, Weaver, Wilson—35

So the bill passed and title was agreed to.

Mr. Loomis was excused until Tuesday.

Mr. Putnam was granted permission to withdraw his motion to reconsider the vote on Senate amendments to House file No. 260.

On motion of Mr. Miller of Cherokee the House adjourned until 2 P. M.

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#### AFTERNOON SESSION.

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House met at 2 P. M., with Speaker Byers in the Chair.

On motion of Mr. Baker, House file No. 281, a bill for an act to exempt crematoriums from taxation, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Baker moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Cornwall, Crow, Davis, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hinkhouse, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Miller of Warren, Morrison of Keokuk, Mullin, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Van Houten, Voelker, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—62.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brighton, Byington, Classen, Cook, Doubleday, Dowell, Early, Edwards, Grote, Hazen, Hendershot, Hinman, Jackson, Jay, Johnson of Webster, Lambert, Loomis, McAchran, McArthur, McQuin, Marti, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Nietert, Nolan, Parker, Power, St. John, Sullivan, Tibbitts, Watters, Weaver, Wheeler, Wilson—38.

So the bill passed and the title was agreed to.

On motion of Mr. Williams, House file No. 316, a bill for an act to amend section 1226 of the Code of Iowa (relating to drainage), by adding thereto the following: with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Reed moved to strike out "5" in line 3 and insert "3."  
Carried.

Mr. Evans moved to insert the word "thereof" after the word "much" in line 3.

Carried.

Mr. Mayne moved to amend as follows: Insert after "section 1" the words "that section 1226 of the Code be amended by adding thereto the following."

Carried.

Mr. Williams moved that the rule be suspended, and the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Bell, Bird, Brighton, Byington, Cook, Dowell, Early, Edwards, Grote, Haugen, Hazen, Hinman, Johnson of Webster,

Lambert, Loomis, McArthur, McQuin, Marti, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Parker, Power, Smith, St. John, Sullivan, Watters, Weaver, Wheeler, Wilson—32.

So the bill passed and the title was agreed to.

On motion of Mr. Van Houten, House file No. 267, a bill for an act to prevent the manufacture and sale of adulterated foods and drugs, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Van Houten moved that the House do not concur in the report of the committee.

Carried.

Mr. Van Houten moved to strike out all in line 22, in section 3, after the word "concealed," and line 23.

Carried.

Mr. Van Houten moved to strike out all of line 27, in section 3, after the word "health," and all of line 28.

Carried.

Mr. Van Houten moved to strike out all of line 4, section 4, after the word "State"; also strike out the words "matter and" in line 5.

Carried.

Mr. Van Houten moved to insert after the word "acid" in line 6, section 4, the words "if colored vinegar shall be branded or labeled amber or colored vinegar."

Mr. Van Houten moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Brant, Brinton, Chapman, Clark, Clasen, Cornwall, Crow, Dowell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Johnston of Franklin, Ladd, Lavender, Manahan, Martin, McAchran, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Perrott, Potter, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Wells, Whelan, Williams, Wood  
Mr. Speaker—51.

The nays were:

Messrs. Baker, Bird, Bowen, Davis, Garner, Haugen, Hunt, Jay, Klemme, Lowry, McDonald, McNulty, Nolan, Porter, Voelker, Whittier—16.

Absent or not voting:

Messrs. Allen, Brady, Brighton, Byington, Cook, Doubleday, Early, Edwards, Grote, Hazen, Hinman, Huntley, Jackson, Johnson of Webster, Lambert, Lauder, Loomis, McArthur, McDowell, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Power, St. John, Sullivan, Watters, Weaver, Wheeler, Wilson—33.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 162, a bill for an act to amend section 1433 of the Code, and amendments thereto relating to the care of the insane.

W. E. BULLARD,  
*Secretary.*

Mr. Dowell called up House file No. 162, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Baker, Bird, Brady, Brant, Brinton, Chapman, Clark, Cornwall, Crow, Davis, Dowell, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Neitert, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bell, Bowen, Brighton, Byington, Classen, Cook, Doubleday, Early, Edwards, Grote, Hazen, Hinkhouse, Hinman, Jackson, Johnson of Webser, Lambert, Lauder, Loomis, McArthur, McQuin, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Power, Sullivan, Watters, Weaver, Wilson—38.

So the House concurred.

On motion of Mr. Voelker, the substitute for House file No. 208, a bill for an act to amend chapter 11, title 9, of proposed Code, relative to the publication of statements of banks, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Voelker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Dowell, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Brighton, Byington, Cook, Doubleday, Edwards, Finch, Grote, Hazen, Hinman, Johnson of Webster, Lambert, Loomis, McArthur, McQuin, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Power, Sullivan, Watters, Weaver, Wells, Wilson—26.

So the bill passed and the title was agreed to.

On motion of Mr. Dowell, House file No. 283, a bill for an act to amend section 1132 of the Code of Iowa, in relation to insurance, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Dowell moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bird, Bowen, Clark, Davis, Dowell, Finch, Frazee, Hendershot, McNulty, Merriam, Morrison of Keokuk, Perrott, Mr. Speaker—14.



The nays were:

Messrs. Bell, Brinton, Chapman, Classen, Cornwall, Crow, Evans, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, McAchran, McDonald, McDowell, Mayne, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Porter, Potter, Prentis, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Wells, Wheeler, Whelan, Whittier, Williams—49.

Absent or not voting:

Messrs. Allen, Bailey, Brady, Brant, Brighton, Byington, Cook, Doubleday, Early, Edwards, Garner, Grote, Hazen, Hinkhouse, Hinman, Johnson of Webster, Lambert, Lavender, Loomis, Lowry, McArthur, McQuin, Manahan, Marti, Martin, Merrell, Miller of Buena Vista, Morrison of Grundy, Parker, Power, Putnam, Reed, Sullivan, Van Houten, Watters, Weaver, Wilson, Wood—38.

So the bill was lost.

House file No. 256, a bill for an act to provide for the printing of the bulletins of the State Experiment Station, with the report of the committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

House file No. 414, a bill for an act to amend section 3721 of the Code of 1873, in respect to taking depositions, with the report of the committee recommending passage, was taken up, considered, and on motion of Mr. Lavender, the bill was indefinitely postponed.

On motion of Mr. Davis, Senate file No 22, a bill for an act to authorize the transfer of county road funds to the county fund and county bridge fund, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Morrison of Keokuk moved that this bill be referred back to Committee on Roads and Highways.

Carried.

On motion of Mr. Ray, House file No. 434, a bill for an act to amend section 1634 of the Code of 1873, relating to the adoption of children at the Soldiers' Orphans' Home at Davenport, was referred to Committee on Appropriations.

On motion of Mr. Wood, the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Tuesday, March 31, 1896.

Pursuant to adjournment the House met at 9 A. M. with Speaker Byers in the Chair.

The opening prayer was offered by Rev. J. Auracher, of Des Moines.

Mr. Ray offered the following and moved its adoption:

I move that the Chief Clerk of the House be instructed to issue no order for House stationery to any representatives of the press who are drawing stationery from the State for the session on the order of the Secretary of the Senate.

Adopted.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote taken on House file No. 36.  
M. H. BRINTON.

I second the motion.

W. W. CORNWALL

The House here took up House file No. 456, a bill for an act to repeal chapter 8, acts of the Fifteenth General Assembly, relating to the permanent survey of lands and establishing lost corners, and providing a substitute therefor, which was set for a special order for March 21st, at 10 A. M.

Mr. Cornwall moved that the report of the committee be adopted.

Carried.

Mr. Cornwall moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frink, Funk, Garner, Good, Griswold, Gurley, Hinman, Johnston of Franklin, Ladd, Lambert, Lauder, McCachran, McDonald, McNulty, Manahan, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of

Warren, Morrison of Keokuk, Mullin, Nietert, Perrott, Porter, Potter, Power, Putnam, Ray, Spaulding, St. John, Temple, Thompson, Van Houten, Voelker, Wheeler, Whelan, Mr. Speaker—56.

The nays were:

Messrs. Baker, Finch, Frazee, Hauger, Hendershot, Hinkhouse, Hunt, Klemme, Lowry, McDowell, Marti, Nolan, Prentis, Reed, Scott, Sullivan, Watters, Wells, Whittier, Williams, Wilson—21.

Absent or not voting:

Messrs. Brighton, Early, Edwards, Grote, Haugen, Hazen, Huntley, Jackson, Jay, Johnson of Webster, Lavender, Loomis, McArthur, McQuin, Martin, Merrell, Merriam, Morrison of Grundy, Parker, Smith, Tibbitts, Weaver, Wood—23.

So the bill passed and the title was agreed to.

Mr. Klemme called up his resolution in reference to the reduction of the number of employes of the House and moved its adoption.

Mr. Tibbetts moved to strike out "April 1st" and insert "April 9th."

Mr. Reed moved to lay the whole matter on the table.

Messrs. Porter and Cornwall demanded the yeas and nays on this question, which resulted as follows:

On the question "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brant, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frink, Funk, Good, Griswold, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, Lavender, McAchran, McDonauld, McNulty, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Potter, Prentis, Putnam, Reed, Scott, St. John, Temple, Thompson, Tibbitts, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—57.

The nays were:

Messrs. Baker, Byington, Cook, Frazee, Garner, Hinkhouse, Hunt, Jackson, Klemme, Lambert, Lowry, McDowell, Manahan, Marti, Morrison of Keokuk, Parker, Perrott, Porter, Power, Ray, Spaulding, Sullivan, Van Houten, Voelker, Watters—25.

Absent or not voting:

Messrs. Brighton, Early, Edwards, Grote, Haugen, Hazen, Jay, Johnson of Webster, Loomis, McArthur, McQuin, Merrell, Merriam, Nolan, Smith, Weaver, Wheeler, Wood—18.

So the motion prevailed.

SENATE MESSAGE.

Senate file No. 377, a bill for an act to amend section 6 of chapter 43, acts of the Twenty-third General Assembly, relating to vagrants, read first and second time and referred to Committee on Municipal Corporations.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which House file No. 429 passed the House.

I second the motion.

M. L. TEMPLE.

C. C. DOWELL.

On motion of Mr. Allen House file No. 157 was referred to Committee on Judiciary and allowed to retain its place on the Calendar.

On motion of Mr. Lauder, House file No. 216, a bill for an act to repeal section 3, chapter 211 of the acts of the Eighteenth General Assembly relating to the evidence of value, proofs and the action in certain cases on policies of fire insurance, and to enact a substitute therefor, with report of committee recommending amendments and when so amended that same do pass, was taken up, considered, and the report of the committee adopted.

Mr. Lauder moved to strike out section 2 as recommended by the committee.

Carried.

Mr. Finch moved to amend as follows:

Strike out the committee amendment and the end of section 1 and insert "in case of total loss, if the policy is for a greater amount than the value of the property, the insurance company shall pay to the insured the amount of his loss and the balance to the school fund."

Lost.

Mr. Gurley moved to strike out the word "ninety" and insert "sixty" in line 13, section 1.

Carried.

Mr. McAchran moved to amend as follows:

By adding to section 1, "In case judgment is rendered in any action to recover on any loss, judgment shall also be rendered for a reasonable attorney fee."

On a division the amendment was lost by a vote of 34 for and 34 against.

Mr. Lauder moved to amend as follows:

After the word "Iowa" in enacting clause insert the following: "that section 3, chapter 211, of the acts of the Tenth General Assembly be repealed and the following enacted in lieu thereof."

Carried.

Mr. Ray moved to amend as follows:

In lines 3 and 4 drop out words "prima facie" and insert "conclusive." Also strike out all after words "the policy" in line 4 up to and including words "insured thereby" in line 10.

Lost.

Mr. Porter moved to amend as follows:

Amend section 1 by adding at end thereof "and any time within two years."

Adopted.

Mr. Evans moved to amend as follows:

And in case insured recovers on his policy there shall be taxed the same attorney's fees for plaintiff's attorney as provided by this state in suit on promissory notes where attorney fees are provided.

On a division of the House the amendment was adopted by a vote of 48 for and 22 against.

Mr. Finch moved to amend as follows:

Strike out all after the word "further" in line 13, and insert the following: "That if said loss be adjusted within thirty days after said notice, then suit shall not be brought within sixty days thereafter; but if not adjusted within thirty days or if liability be denied on said policy, then suit may be brought immediately thereafter."

Adopted.

Mr. Cornwall moved to amend as follows:

Add to section 2: "Nothing in this act shall be construed to affect mutual insurance companies doing business in this state."

Adopted.

Mr. Lauder moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Ladd moved the previous question.

Carried.

Motion of Mr. Lauder carried, and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dow-

ell, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, McAchraz, McDonald, McDowell, McNulty, Manahan, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker, Perrott, Porter, Prentis, Putnam, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—66.

The nays were:

Messrs. Baker, Brant, Byington, Edwards, Hunt, Jackson, Lambert, Lowry, Marti, Mayne, Nietert, Nolan, Potter, Power, Temple, Voelker, Wheeler—17.

Absent or not voting:

Messrs. Brighton, Brinton, Early, Garner, Grote, Gurley, Hazen, Jay, Johnson of Webster, Loomis, McArthur, McQuinn, Merrell, Spaulding, St. John, Weaver, Wood—17.

So the bill passed and the title was amended and agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 441, a bill for an act to amend an act of the Twenty-sixth General Assembly entitled "An act to prohibit the sale and use of impure oil in coal mines, and providing penalties for violations thereof."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 322, a bill for an act to amend section 4032, Code of 1873, relating to the importation, printing, publishing, selling, and distribution of obscene books and pictures.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill in which the concurrence of the Senate was asked:

House file No. 186, a bill for an act to extend the privileges of free public libraries to towns, villages and townships.

W. E. BULLARD,

*Secretary.*

Mr. Griswold called up Senate file No. 441, which was just messaged over and asked unanimous consent that the bill be taken up now, which was granted.

Senate file No. 441 was read first and second time.

Mr. Griswold moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Lambert, Lauder, Lowry, McCachran, McDonald, McDowell, McQuin, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Messrs. Brighton, Brinton, Byington, Davis, Early, Garner, Grote, Gurley, Hazen, Jackson, Jay, Johnson of Webster, Ladd, Lavender, Loomis, McArthur, McNulty, Manahan, Mayne, Merrell, Miller of Warren, Nietert, Perrott, Porter, Spaulding, St. John, Temple, Weaver, Wood—29.

So the bill passed and the title was agreed to.

The following motion to reconsider was filed:

MR. SPEAKER—1 move to reconsider the vote by which House file No. 216 passed the House.

J. W. LAUDER.

I second the motion.

H. J. GRISWOLD.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate file No. 403 passed the House on March 30, 1896.

H. K. EVANS.

I second the motion.

W. G. CROW.

The Speaker signed in the presence of the House, Senate files Nos. 387, 375, 337, 116 and 66.

The House here took up for consideration House file No. 33, a bill for an act to amend chapter 132, acts of the Twentieth General Assembly, which was set for 10 A. M. to-day.

Mr. Baker moved to strike out in line 9, section 3, the words "any officer or employe" and insert the words "the commissioner."

Carried.

Mr. Allen of Van Buren offered the following amendment to section 2:

In line 4 strike out the words "or any officer or employe;" also in line 9 strike out "any officer or employe" and insert in lieu thereof "the commissioner." All in said section 2.

Adopted.

Mr. McDonald moved to amend by striking out in section 1 the words "and shall be allowed a deputy at a salary of \$1,000 per annum in lieu of clerk hire, and."

Mr. Brant moved the previous question.

Carried.

On the amendment of Mr. McDonald, Messrs. Allen and Merriam demanded the yeas and nays, which resulted as follows:

On the question, "Shall the amendment be adopted?" the yeas were:

Messrs. Bailey, Bell, Bowen, Cook, Davis, Doubleday, Lauder. Lowry, McDonald, Scott, Tibbitts, Watters—12.

The nays were:

Messrs. Allen, Baker, Bird, Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Dowell, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Haugen, Hauger, Hendershot, Hinman, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, McAchran, McDowell, McNulty, McQuinn, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Thompson, Van Houten.



Voelker, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

Absent or not voting:

Messrs. Brighton, Early, Funk, Grote, Gurley, Hazen, Hinkhouse, Hunt, Huntley, Jay, Lambert, Lavender, Loomis, McArthur, Merrell, Miller of Warren, Spaulding, St. John Temple, Weaver, Wilson—21.

So the amendment was lost.

The question to suspend the rules, to consider the bill engrossed, and to read the bill a third time, was then put and carried and the clerk read the bill.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Haugen, Hauger, Hendershot, Hunt, Jackson, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, McAchran, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Thompson, Van Houten, Voelker, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—68.

The nays were:

Messrs. Bailey, Bell, Bowen, Cook, Davis, Hinkhouse, Klemme, Lowry, McDonald, Scott, Spaulding, Watters, Wells—13.

Absent or not voting:

Messrs. Brighton, Early, Funk, Grote, Gurley, Hazen, Hinman, Huntley, Jay, Lambert, Loomis, McArthur, Merrell, Miller of Warren, St. John, Temple, Tibbitts, Weaver, Wilson.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—I vote for this bill believing we should have some additional law on the subject, but do not think this bill is right.

O. E. DOUBLEDAY.

#### REPORTS OF COMMITTEES.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 197, a bill for an act to amend section 3173 of the Code in

regard to the amount in case of appeal to the Supreme Court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 466, a bill for an act to authorize the auditor of state to settle and adjust accounts with county auditors, and providing for paying the expense thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 290, a bill for an act to amend section 3179 of the Code relating to transcript on appeal to the Supreme Court, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 492, a bill for an act to amend section 746 of the Code relating to removal and suspension from office, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 495, a bill for an act to legalize the official acts of the council and ordinances of the incorporated town of Scranton, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows: Strike out of the second line in section 2 the words, "or shall hereafter be transcribed."

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 235, a bill for an act to punish the crime of unlawfully breaking and entering a railway or express car, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Mr. Van Houten, House file No. 502, a bill for an act to repeal sections 1, 2 and 3, chapter 51, acts of the Twenty-fourth General Assembly, relative to the name of, objects of, and persons eligible to the Industrial Home for the Blind at Knoxville, and to provide a substitute therefor.

Read first and second time and referred to Committee on Public Charities.

#### PETITIONS AND MEMORIALS.

Mr. Martin presented a communication of Myers Post No. 39 G. A. R., of Greenfield, Iowa, in reference to soldiers' pensions at Soldiers' Home.

Referred to Committee on Military.

Mr. Loomis was excused until Wednesday.

On motion of Mr. Doubleday the House adjourned until 2 P. M.

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#### AFTERNOON SESSION.

The House met at 2 P. M., with Speaker Byers in the Chair.

On motion of Mr. Lambert, House file No. 361, a bill for an act to repeal section 6, chapter 43, acts of the Twenty-third General Assembly, and to enact a substitute therefore, in reference to compensation of justices of the peace and peace officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lambert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hinkhouse, Hinman, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, Manahan, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—72.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bell, Bird, Brady, Davis, Doubleday, Dowell, Early, Evans, Grote, Haugen, Hazen, Hendershot, Jackson, Jay, McArthur, McNulty, McQuin, Merrell, Merriam, Miller of Warren, Putnam, St. John, Thompson, Tibbitts, Van Houten, Weaver, Wheeler—28.

So the bill passed and the title was agreed to.

On motion of Mr. Cook, substitute for House file No. 304, a bill for an act to amend section 515 of the Code of Iowa, relative to marshals of incorporated towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Cook moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were.

Messrs. Allen, Bailey, Baker, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Gurley, Hauger, Hinkhouse, Hinman, Hunt, Huntley, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, Manahan, Marti, Martin, Mayne, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood—72.

Mr. Speaker voted in the negative.

Absent or not voting:

Messrs. Bell, Bird, Brady, Davis, Doubleday, Dowell, Early, Evans, Griswold, Grote, Haugen, Hazen, Hendershot Jackson, Jay, Johnston of Franklin, Lavender McArthur, McNulty, McQuin, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Perrott, St. John, Weaver, Wheeler—28.

So the bill passed and the title was agreed to.

On motion of Mr. Dowell, House file No. 381, a bill for an act to provide for the taxation of fire insurance companies, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Mr. Crow, Senate file No. 163, a bill for an act to amend section 3908, Code of 1873, relating to embezzlement by public officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Crow moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Dowell, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

Messrs. Reed and Temple—2.

Absent or not voting:

Messrs. Bell, Davis, Doubleday, Early, Evans, Grote, Haugen, Hazen, Jackson, Lavender, McArthur, McNulty, Merrell, Miller of Warren, Reed, Spaulding, Temple, Weaver, Wheeler,—17.

So the bill passed and the title was agreed to.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House file No. 283 was lost.

M. L. TEMPLE.

I second the motion.

W. G. LADD.

On motion of Mr. Brinton, House file No. 451, a bill for an act relinquishing an escheat in Hamilton county to Mrs. Winnifred J. Byrne, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Brinton moved to substitute Senate file No. 334 for the bill under consideration.

Carried.

Mr. Brinton moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Dowell, Edwards, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McDowell, McNulty, McQuin, Mahanan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Messrs. Davis, Doubleday, Early, Evans, Garner, Grote, Haugen, Hazen, Jackson, Johnston of Franklin, McArthur, Merrell, Van Houten, Weaver, Wheeler—15.

So the bill passed and the title was agreed to.

On motion of Mr. Brinton, House file No. 451 was indefinitely postponed.

On motion of Mr. Hunt, Senate file No. 37, a bill for an act to amend section 2178 of the Code, in relation to the sale of property by carriers and others for charges, with report of committee recommending passage with amendments was taken up, considered, and the amendments of the committee adopted.

Mr. Hunt moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

Messrs. Merriam and Spaulding—2.

Absent or not voting:

Messrs. Doubleday, Early, Evans, Grote, Haugen, Hazen, Jackson, McArthur, Merrell, Weaver, Wheeler—11.

So the bill passed and the title was agreed to.

On motion of Mr. Brighton, House file No. 227, a bill for an act to amend section 3 of chapter 211 of the acts of the Eighteenth General Assembly, being section 1734 of McClain's annotated Code, relating to time of bringing actions against insurance companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Griswold, House file No. 373, a bill for an act prohibiting the removal of dirt, gravel, or sand from the public highways, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Griswold moved that the rule be suspended, and the bill be considered engrossed and read a third time now.

Mr. Hinman moved to strike out all after the word "exists," in line 5, section 1.

Lost.

Mr. McNulty moved to strike out the words "or streets of any city or town" in lines 2 and 3, section 1; also in line 3, section 1, the words "street or," also strike out all of section 1 after the word "highways" in line 4.

Lost.

Mr. Nolan moved to amend by striking out in line 3 the word "four" and insert the word "six" in lieu thereof.

Lost.

Mr. Watters moved to amend as follows:

Amend by adding to section 1 the following: "*Provided*, that the provisions of this act shall not interfere with the duties of the road supervisor under existing statutes."

Lost.

Mr. Evans moved to strike out the publication clause.

Lost.

Mr. Gurley moved to strike out the words "where an established grade exists."

Lost.

Motion of Mr. Griswold carried and the Clerk read the bill. On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Brady, Brighton, Brinton, Byington, Clark, Classen, Cornwall, Crow, Davis, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Hendershot, Hinkhouse, Hinman, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McDonald, McDowell, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—61.

The nays were:

Messrs. Bailey, Bowen, Brant, Chapman, Cook, Frazee, Gurley, Haugen, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Loomis, McNulty, Marti, Miller of Warren, Parker, Porter, Power, Putnam, Smith, Van Houten, Watters—25.



**Absent or not voting:**

Messrs. Doubleday, Early, Grote, Hauger, Hazen, Jackson, McArthur, McQuin, Manahan, Mayne, Merrell, Voelker, Weaver, Wheeler—14.

So the bill passed and the title was agreed to.

On motion of Mr. Morrison of Grundy, House file No. 445, a bill for an act to amend section 111 of the Code of Iowa, providing for an additional member of the executive council, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Morrison moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Brant, Brighton, Brinton, Byington, Clark, Classen, Crow, Davis, Evans, Finch, Griswold, Hauger, Hendershot, Hunt, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Loomis, McNulty, McQuin, Martin, Merriam, Morrison of Keokuk, Mullin, Porter, Potter, Power, Putnam, Ray, Temple, Voelker, Watters, Wells, Whelan, Williams, Wood—42.

The nays were:

Messrs. Bowen, Brady, Chapman, Cornwall, Doubleday, Dowell, Edwards, Frazee, Frink, Funk, Good, Gurley, Haugen, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Klemme, Lowry, McAchran, McDonald, McDowell, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Nolan, Parker, Perrott, Prentis, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Whittier, Wilson, Mr. Speaker—46.

**Absent or not voting:**

Messrs. Bailey, Cook, Early, Garner, Grote, Hazen, Jackson, McArthur, Manahan, Merrell, Weaver, Wheeler—12.

So the bill was lost.

On motion of Mr. Potter, House file No. 343, a bill for an act to amend section 1132 of the Code of 1873, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Potter moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Neitert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Early, Garner, Grote, Hazen, Hinman, Jackson, Jay, Ladd, Lavender, McArthur, McDowell, Merrell, Morrison of Grundy, Weaver, Wheeler, Wood—17.

So the bill passed and the title was agreed to.

On motion of Mr. Parker, House file No. 313, a bill for an act for the inspection of stallions kept for service, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Edwards, House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, {  
DES MOINES, IOWA, Wednesday, April 1, 1896. }

The House met at 9 A. M., with Speaker Byers in the Chair.  
Prayer was offered by Rev. W. L. Douglas, pastor M. E. church, Bayard, Iowa.

PETITIONS AND MEMORIALS.

Mr. Hinman presented remonstrance of citizens of Wright county against the passage of House file No. 297.

Referred to Committee on Labor.

Mr. Brant presented petition of citizens of Linn county asking the passage of a law preventing combinations on the part of doctors, and regulating their charges.

Referred to Committee on Public Health.

Mr. Johnston was granted leave to withdraw House file No. 261 from the files of the House.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House file No. 445 was defeated.

J. D. MORRISON.

I second the motion.

M. McDONALD.

REPORTS OF COMMITTEES.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate file No. 385, a bill for an act imposing a collateral inheritance tax and providing for the collection of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate file No. 104, a bill for an act to revise, amend and codify

the statutes in relation to certain police regulations, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Mines and Mining.

J. H. FUNK,  
*Chairman.*

So ordered.

Mr. Watters, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate file No. 22, a bill for an act to authorize the transfer of county road fund to the county and the county bridge fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate file No. 133, a bill for an act to repeal section 963 of the Code of 1873, relating to costs on appeal in establishing highways, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same be indefinitely postponed.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred substitute for Senate file No. 68, a bill for an act relative to trimming Osage orange, willow and other hedge fences along the highway, and for keeping the roads clear of weeds, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments, viz:

In section 1 strike out all of said section after the word "highway" in line 5.

In section 2, in line 3, after the word "of" strike out the words "ten days from cutting weeds, and;" also in line 4 after the word "days" strike out the words "for cutting hedge."

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 377, a bill for an act to amend section 6 of

chapter 43, acts of the Twenty-third General Assembly, relating to vagrants, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

On motion of Mr. Brant, report of committee was adopted.  
Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 487, a bill for an act giving cities having a population of 5,000 or more additional powers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.  
Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 210, a bill for an act to amend chapter 25, acts of the Twenty-second General Assembly, relating to notice of injury, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.  
Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 177, a bill for an act empowering cities and towns having water supply and public sewers to regulate plumbing connecting with said sewers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.  
Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 497, a bill for an act to repeal section 10, chapter 7, acts of the Twenty-fifth General Assembly, and to enact a substitute therefor, relative to paving, curbing and sewerage in certain cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 413, a bill for an act to amend sections 6 and 11, chapter 7, acts of the Twenty-fifth General Assembly, relating to the paving and curbing of streets and the construction of sewers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. C. DOWELL,  
*Chairman.*

On motion of Mr. Baker, the report of the committee was adopted.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 493, a bill for an act making appropriation for payment to members of the Code Commission of unpaid balances of the claims for services, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 494, a bill for an act making an appropriation for payment to the clerk of the Code Commission of the unpaid balance of her claim for services, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 165, a bill for an act for the relief of Hiram Redden, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 268, a bill for an act to change the compensation of the Supreme Court reporter and to facilitate the work of his office, beg leave

to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton at the Soldiers' Orphans' Home at Davenport, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Mr. Evans called up Senate substitute for House file No. 46, which was read first and second time.

Mr. Evans moved that the House concur in Senate substitute to House file No. 46.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Haugen, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Williams, Wilson, Wood—78.

The nays were:

Messrs. Griswold, Lauder, Whittier, Mr. Speaker—4.

Absent or not voting:

Messrs. Brady, Classen, Cook, Cornwall, Good, Grote, Gurley, Hauger, Hazen, Hinkhouse, Jay, McArthur, Mayne, Merriam, Potter, Putnam, St. John, Weaver—18.

So the House concurred.

Mr. Lauder called up House file No. 237 with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were: Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullen, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Good, Grote, Haugen, Hazen, Lambert, McArthur, Mayne, Reed, St. John, Weaver, Wheeler—12.

So the House concurred.

On motion of Mr. Thompson, House file No. 447, a bill for an act to repeal section 1, chapter 31, acts of the Twenty-second General Assembly, being section 2096 of McClain's Annotated Code, relating to changing names of railway stations, with report of committee recommending passage when amended, was taken up, considered, and the amendments of the committee adopted.

Mr. Thompson moved to amend as follows:

Insert in line 8, after the word "by" the words "the town council of;" also strike out the committee amendment to line 6.

Carried.

Mr. Cornwall moved to strike out the words, "being section 2096 of McClain's Annotated Code of Iowa."

Carried.

Mr. Thompson moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Cook, Cornwall, Crow,



Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

Messrs. Classen, Edwards, McQuin, Wells—4.

Absent or not voting:

Messrs. Brant, Brighton, Good, Grote, Hazen, Ladd, Lambert, Lauder, Loomis, McArthur, Manahan, Morrison of Keokuk, Weaver—13.

So the bill passed and the title was amended and agreed to.

On motion of Mr. McAchran, House file No. 61, a bill for an act for the preservation of the fur bearing and game animals, and the song and game birds of the State, was taken up and considered.

Mr. Van Houten moved to strike out the word "muskrat" in line 4, section 2, and insert the word "quail."

Mr. Mayne moved to amend amendment by striking out line 4.

On a division the amendment was lost by a vote of 32 for and 32 against.

The amendment of Mr. Van Houten was adopted by a vote of 47 to 12.

Mr. McAchran moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Cornwall moved to strike out of line 2, section 1, the words, "1st day of September," and insert the words, "15th day of August."

Lost.

Mr. Sullivan moved to strike out the word "May" in line 8, section 1, and insert "December;" in line 1, section 1, strike out the word "October" and insert the word "November."

Lost by a vote of 21 to 33.

Mr. Cornwall moved to strike out in section 6 the words "November 1, 1900," and insert the words "September 1, 1896."

Lost.

Mr. Gurley moved to strike out the word "quail" wherever it occurs in section 3.

Lost.

Mr. Klemme moved to amend as follows:

Add to section 1 the words, "except in order to keep them from perishing in cold weather."

Lost.

Mr. Merriam moved to amend as follows:

Strike out the word "October" in line 10 in section 1 and insert the word "January;" and strike out the word "June" in line 11 of said section and insert "September."

Lost.

Mr. Brighton moved to amend as follows:

Strike out section 8.

Lost.

Mr. Funk moved to strike out the word "one" and insert "five" in line 7, section 3.

Mr. Parker moved the previous question.

Carried.

The motion of Mr. Funk was then carried.

The motion of Mr. McCachran prevailed and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Chapman, Clark, Classen, Davis, Frazee, Funk, Garner, Gurley, Hinman, Hunt, McCachran, Manahan, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Prentis, Scott, Smith, Sullivan, Van Houten, Voelker, Whelan, Williams, Wilson—26.

The nays were:

Messrs. Bailey, Bowen, Brady, Brant, Brighton, Brinton, Byington, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Haugen, Hauger, Hendershot, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McDonald, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nietert, Parker, Perrott, Porter,

Potter, Power, Putnam, Ray, Reed, Spaulding, St. John, Temple, Thompson, Tibbitts, Watters, Wells, Wheeler, Whittier, Wood, Mr. Speaker—64.

Absent or not voting:

Messrs. Allen, Baker, Bird, Good, Grote, Hazen, Hinkhouse, McArthur, Martin, Weaver—10.

So the bill was lost.

The following explanations of votes were filed:

MR. SPEAKER—I wish to explain my vote. As a farmer I am opposed to being fined \$10 for happening to plow under a bird's nest, as is provided for in section 6 of this bill, or being barred from the use of land for which I have paid, on account of a bird's nest.

O. E. DOUBLEDAY.

MR. SPEAKER—With the understanding that the Finches, Martins, Crows, Jays and the Brants are "song birds," and that this law will give them adequate protection, I vote "aye."

JOHN MORRISON.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 375, a bill for an act to legalize the incorporation of the town of New Vienna, Dubuque county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town since July 20, 1895.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills report that they have examined and find correctly enrolled Senate file No. 337, a bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporated town of Williamsburg, in Iowa county, Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file

No. 66, a bill for an act to prevent blindness, and to provide for the care of infants affected with disease of the eyes, and to provide a penalty for the violation thereof.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 357, a bill for an act to amend section 2, chapter 17, acts of the Twenty-second General Assembly, as amended, changing the form of city bonds.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 116, a bill for an act to amend sections 969, 975, 981, 987 and 996 of the Code, relative to the meeting of township trustees for settlement with road supervisors.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 92, a bill for an act to amend section 3, of chapter 134 of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district and to provide a second judge for the Seventeenth judicial district.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 73, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy Association.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 162, a bill for an act to amend section 1433 of the Code, as amended by chapter 179 of the acts of the Twelfth General Assembly, and chapter 26, acts of the Fifteenth General Assembly, relating to care of the same.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton in Clinton county, State of Iowa, and all the acts done and ordinances passed by the city councils of the city of Clinton and city of Lyons in relation thereto.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 37, a bill for an act to authorize cities of the second class to acquire real estate within and without their territorial limits for the purpose of outlets for sewers, and to pay for the same out of the general fund of the city or out of the sewer fund of the district of which the sewer is the outlet.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 251, a bill for an act creating the Twentieth Judicial district of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein; and also providing for the election of four judges in the Second, and three judges in the Sixth Judicial districts, defining the jurisdiction of said courts therein, and fixing the time for holding terms of court in said districts.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 253, a bill for an act to amend section 454 of the Code relating to the powers of cities.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 339, a bill for an act releasing and granting to the city of Dubuque title to certain lands.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 248, a bill for an act to amend sections 2 and 3, chapter 69, acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme court judge provided for in said act, and to extend the term of the present incumbent.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 194, a bill for an act to provide support fund for the boys' department of the Iowa Industrial School, and to repeal section 1, chapter 21, acts of the Fifteenth General Assembly, as amended by section 1, chapter 97, acts of the Seventeenth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 483, a

bill for an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 244, 245, 246, 247, 248, 249, 250, 251, 253, 255, 256, 257, 258, 259, 260, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 282, 284, 285, 286, 287, 289, 290, 292, 295, 296, 277, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325 of the city of Clinton, Clinton county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 243, a bill for an act to amend section 2, chapter 35, of the acts of the Twenty-third General Assembly, relating to permits of registered pharmacists.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 260, a bill for an act to enable cities of the first class to buy or construct water works and to provide for the management thereof, and giving them additional powers in respect thereto.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 48, a bill for an act to amend section 492 of the Code, relating to the proof of ordinances.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

The Speaker signed in the presence of the House, Senate files No. 1, No. 162.

On motion of Mr. Parker, House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the State, with report of committee recommending passage when amended, was taken up and considered.

Mr. Parker moved that the bill be referred to the Committee on Appropriations.

Carried.

Mr. Funk called to the Chair.

On motion of Mr. Early, House File No. 284, a bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this State by insurance companies, associations,

partnerships, individual or individuals, without their having complied with the insurance laws of this State, with the report of the committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Early moved to amend as follows:

SEC. 2. Any property in this State hereafter carried by any company, association, partnership, individual or individuals not authorized to transact such business by the laws of this State, shall be subject to a penalty of two and one-half per cent on the premium paid for such insurance if the same is reported, and paid into the State treasury as required by law of duly authorized insurance companies or associations, but if not so reported and paid, such property shall be subject and liable for double such amount of tax and the expense of collecting the same, and the Auditor of State is hereby authorized, empowered, and directed to ascertain and collect any and all taxes on such illegal insurance, so far as the same may come to his knowledge as being due and collectible under the provisions of this act.

Lost by a vote of 12 to 18.

Mr. Early moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Morrison of Keokuk moved to strike out all of section 1 up to and including the word "contract" in line 5 and insert as follows:

Any insurance company or corporation attempting to do business in the State without first fully complying with the laws governing such companies, shall be held guilty of a misdemeanor and its agent shall be fined \$1,000, and an injunction shall be issued preventing them from doing business until they have fully complied with the law.

A roll call was ordered to determine whether there be present a quorum, with the following result:

Those present were:

Messrs. Allen, Baker, Bowen, Brady, Brant, Brighton, Brinton, Clark, Cornwall, Crow, Doubleday, Frazee, Frink, Gurley, Hinman, Johnson of Webster, Klemme, Lambert, McCachran, McDowell, McNulty, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Putnam, Reed, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Waters, Wheeler, Whelan, Williams, Wilson—46.

Those absent were:

Messrs. Bailey, Bell, Bird, Byington, Chapman, Classen, Cook, Davis, Dowell, Early, Edwards, Evans, Finch, Funk, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen, Henderson, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnston of



Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McQuin, Manahan, Martin, Miller of Cherokee, Miller of Warren, Nietert, Porter, Potter, Power, Prentis, Ray, Scott, St. John, Van Houten, Weaver, Wells, Whittier, Wood, Mr. Speaker—54.

There not being present a quorum further consideration of the bill was postponed till 10 A. M. to-morrow.

The following motion to reconsider was filed:

MR. SPEAKER—I move a reconsideration of the vote by which House File No. 447 passed the House.

FRANK F. MERRIAM.

I second the motion.

W. B. BELL.

On motion of Mr. Whelan, the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Thursday, April 2, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer by Rev. Thomas Evans, Delphos, Iowa.

Mr. Hinkhouse granted indefinite leave of absence on account of sickness.

On motion of Mr. Wheeler, House file No. 472, a bill for an act to amend section 8, chapter 134, acts of the Twenty-first General Assembly, to transfer Harrison county from the Fourth to the Fifteenth judicial district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wheeler moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brant, Byington, Chapman, Clark, Classen, Crow, Dowell, Early, Evans, Frazee, Funk, Garner, Griswold, Gurley, Hendershot, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Lowry, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Spaulding, Sullivan, Temple, Van Houten, Voelker, Wells, Wheeler, Whelan, Whittier, Wood, Mr. Speaker—62.

The nays were:

Messrs. Bell, Brighton, Cook, Davis, Edwards, Frink, Harger, Hinman, Johnson of Webster, Loomis, McAchran, Miller of Buena Vista, Parker, Scott, Smith, St. John, Thompson, Williams—18.

Absent or not voting:

Messrs. Bailey, Brinton, Cornwall, Doubleday, Finch, Good, Grote, Haugen, Hazen, Hinkhouse, Huntley, Klemme,

McArthur, Merriam, Miller of Warren, Perrott, Tibbitts, Watters, Weaver, Wilson—20.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Nietert, House file No. 503, a bill for an act to provide additional support for the Iowa National Guard.

Read first and second time and referred to Committee on Appropriations.

By Mr. McQuin, House file No. 504, a bill for an act to provide for the payment of the mileage and expenses of the committee appointed by the Joint Committee of the Appropriations and Penitentiary and Pardons Committees of the House and Senate to visit the penitentiary at Fort Madison.

Read first and second time and referred to Committee on Appropriations.

By Mr. Brighton, House file No. 505, a bill for an act to amend section 3072 of the Code enlarging the amount of exempt property to mechanics, was read first and second time and referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Mr. Smith, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House file No. 487, a bill for an act to abolish the offices of State Printer and State Binder, and to provide for letting out the State printing and binding by contract, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. A. SMITH,  
*Chairman.*

On motion of Mr. Smith the report of the committee was adopted.

Mr. Bowen from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate file No. 297, a bill for an act to amend section 4091 of the Code of Iowa, relating to nuisances, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

D. H. BOWEN,  
*Chairman.*

Ordered passed on file.

Mr. Johnston, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 461, a bill for an act to repeal chapter 20, acts of the Twenty-fourth General Assembly and to provide for the election of sub-directors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed, because of another bill of like character being on the Calendar

C. F. JOHNSTON,  
*Chairman.*

On motion of Mr. Johnston the report of the committee was adopted.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House file No. 368, a bill for an act to authorize the use of the voting and vote counting machine known as the American votograph, in the elections of this State, prescribing the manner of its use, and to provide for an official test of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. F. JOHNSTON,  
*Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 380, a bill for an act to repeal chapter 58, acts of the Twenty-first General Assembly, and all acts amendatory thereto, and to provide a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be referred to the first division of the Code Committee.

A. L. WOOD,  
*Chairman.*

So ordered.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 102, a bill for an act to reimburse John L. Brown as Auditor of State during the years of 1885 and 1886, for money expended in defense of his said office and of his official rights and duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass as amended by Committee on Claims hereto attached.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 40, a bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 357, a bill for an act to appropriate money to pay the expenses of the Iowa Shiloh battlefield commission appointed by the Governor to locate and mark the positions held by Iowa regiments, and reimburse them for money expended in discharge of said duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Brighton, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 14, proposing an amendment to the constitution in relation to the method of voting, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

HENRY H. BRIGHTON,  
*Chairman.*

Ordered passed on file.

#### PETITIONS AND MEMORIALS.

Mr. Brady presented petitions of citizens of O'Brien county asking for passage of House file No. 477.

Referred to Committee on Public Health.

On motion of Mr. Dowell, Senate file No. 322, a bill for an act to amend section 4022 of the Code of 1873, relating to the importation, printing, publishing, selling and distributing of obscene books and pictures, was taken up and read first and second time.

Mr. Dowell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bell, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—82.

Mr. Doubleday voted in the negative.

Absent or not voting:

Messrs. Bailey, Baker, Bird, Bowen, Brinton, Cornwall, Early, Grote, Haugen, Hazen, Hinkhouse, McArthur, Merrell, St. John, Weaver, Wheeler, Wilson—17.

So the bill passed and the title was agreed to.

On motion of Mr. Perrott, Senate file No. 330, a bill for an act authorizing counties, cities, townships, and other municipal corporations to take and hold property by gift and bequest, and providing for the management of the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Perrott moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker; Bell, Bird, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner,

Good, Griswold, Gurley, Hauger, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bowen, Brinton, Cook, Cornwall, Dowell, Grote, Haugen, Hazen, Hinkhouse, Jay, McArthur, Mayne, Power, St. John, Weaver, Wheeler, Wilson—18.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 148, a bill for an act to provide for the payment of the claim of Scott county against the State of Iowa, for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has returned the following bill:

House file No. 122, a bill for an act to amend chapter 151 of the Acts of the Eighteenth General Assembly of the State of Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 174, a bill for an act to amend section 1395 of the Code of 1873, in relation to the Commissioners of Insanity.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 361, a bill for an act to repeal section 6, chapter 43, acts of the Twenty-third General Assembly, and to enact a substitute therefor. in reference to the compensation of justices of the peace and peace officers.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House file No. 57, a bill for an act to legalize the proceedings of the board of supervisors of Wright county in locating and constructing a drainage tile through the incorporated town of Clarion, etc.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House file No. 216, recalled by your honorable body.

W. E. BULLARD,

*Secretary.*

Mr. Power called up House file No. 174, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Baker, Bell, Brady, Brighton, Byington, Chapman, Clark, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Gurley, Hauger, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McDowell, McQuin, Manahan, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bird, Bowen, Brant, Brinton, Classen, Cook, Cornwall, Griswold, Grote, Haugen, Hazen, Hinkhouse,



Johnson of Webster, McArthur, McNulty, Marti, Martin, St. John, Temple, Van Houten, Weaver, Wilson—23.

So the House concurred.

On motion of Mr. Watters the substitute for House file No. 68, a bill for an act relative to trimming Osage orange and willow hedges, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Van Houten moved to amend as follows:

Strike out of line 2, section 1, "orchards or," and all after the word "stock," and the first two words of line 3, same section.

Lost.

Mr. Watters moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Brady, Brant, Brighton, Byington, Cook, Doubleday, Edwards, Frazee, Frink, Funk, Garner, Gurley, Hendershot, Hinman, Hunt, Johnston of Franklin, Ladd, Lambert, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Williams, Mr. Speaker—58.

The nays were:

Messrs. Bowen, Brinton, Clark, Classen, Cornwall, Finch, Good, Griswold, Haugen, Huntley, Jackson, Johnson of Webster, Klemme, Lauder, Loomis, McNulty, Mayne, Merriam, Miller of Cherokee, Wheeler, Whelan, Whittier—22.

Absent or not voting:

Messrs. Bailey, Chapman, Crow, Davis, Dowell, Early, Evans, Grote, Hauger, Hazen, Hinkhouse, Jay, Lavender, McArthur, Porter, Putnam, Tibbitts, Weaver, Wilson, Wood—20.

So the bill passed and the title was agreed to.

On motion of Mr. Temple, Joint Resolution No. 9, for an amendment to the constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the constitution; and that the substitute hereinafter proposed be adopted in lieu thereof, with report of committee recommending passage

with amendment, was taken up, considered, and the amendment of the committee adopted.

Mr. Temple moved to strike out section 35, and insert the following in lieu thereof:

SEC. 35. The House of Representatives shall consist of not more than one hundred and fifteen members. The ratio of representation shall be determined by dividing the whole number of the population of the State, as shown by the last preceding State or national census, by the whole number of counties then existing, or organized, and each county shall constitute a representative district and be entitled to one representative, but each county having a population in excess of the ratio number found as herein prescribed of three-fifths or more of such ratio number, shall be entitled to one additional representative.

SEC. 36. The general assembly shall, at the first session following the adoption of this amendment and at each succeeding session following the taking of such census, fix the ratio of representation and apportion the additional representatives as hereinbefore required.

Mr. Hauger offered the following as a substitute:

#### JOINT RESOLUTION

For an amendment to the Constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the Constitution, and the substitute hereinafter proposed be adopted in lieu thereof:

*Be it Resolved by the General Assembly of the State of Iowa:*

That the following amendment to the Constitution of the State of Iowa be, and the same is hereby, proposed: That sections 34, 35 and 36 of article 3 of the Constitution of the State of Iowa be repealed and the following adopted in lieu thereof:

SEC. 34. The Senate shall consist of fifty (50) members, to be elected from the several Senatorial districts established by law, and at the next general assembly following the taking of each state and national census they shall be apportioned among the several counties of the State according to population as shown by the last preceding census.

SEC. 35. The House of Representatives shall consist of one hundred members, to be apportioned as follows:

Each county shall have one representative and the county having the greatest population shall be entitled to two representatives: provided that if any two counties not entirely separated having the smallest aggregate population, according to the last census, whether state or national, be less than one-half of the population of the county having the greatest population not already entitled to two representatives by being the first greatest in population than those two counties not entirely separated, shall be a representative district entitled to one representative, and the county having the greatest population not already entitled to two representatives shall be entitled to an additional representative, and so on until the two counties of the smallest aggregate population not entirely separated and not already districted be not less than one-half of the population of the county having the greatest population not already entitled to two representatives.

SEC. 36. At every regular session the general assembly shall fix the districts and representation as provided in section 35.

*Be it further resolved*, That this resolution and the foregoing amendments to the constitution of the State of Iowa be, and the same is hereby referred to the next succeeding general assembly for action, and the Secretary of State is hereby directed to cause the same to be published for three months previous to the day of election of members of the next general assembly in manner provided by law.

Lost.

Amendment of Mr. Temple adopted.

Mr. McNulty moved that further consideration of this matter be deferred, and that 150 copies of the resolution as amended be ordered printed.

Lost.

Mr. Temple moved that the rule be suspended and that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Allen, Baker, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Griswold, Haugen, Hazen, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Lambert, Lauder, Lowry, McAchran, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Scott, St. John, Sullivan, Temple, Thompson, Voelker, Watters, Wheeler, Whelan, Williams, Wood, Mr. Speaker—64.

The nays were:

Messrs. Bell, Bird, Dowell, Frink, Good, Gurley, Hauger, Hendershot, Johnson of Webster, Klemme, Loomis, McNulty, Manahan, Merrell, Merriam, Morrison of Keokuk, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, Tibbits, Van Houten, Wells, Whittier, Wilson—29.

Absent or not voting:

Messrs. Bailey, Grote, Hinkhouse, Ladd, Lavender, McArthur, Weaver—7.

So the resolution was adopted.

The following is the resolution as amended and adopted by the House:

JOINT RESOLUTION NO. 9.

For amendment to the constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36 of article three (3) of the constitution, and the substitute hereinafter proposed to be adopted in lieu thereof.

*Be it Resolved by the General Assembly of the State of Iowa:*

That the following amendment to the constitution of the State of Iowa be and the same is hereby proposed:

That sections 34, 35 and 36 of article three (3) of the constitution of the State of Iowa be repealed and the following adopted in lieu thereof:

SECTION 34. The Senate shall consist of fifty (50) members to be elected from the several senatorial districts established by law, and at the next session of the General Assembly following the taking of each state and national census they shall be apportioned among the several counties of the state according to population as shown by the last preceding census.

SEC. 35. The House of Representatives shall consist of not more than one hundred and fifteen members. The ratio of representation shall be determined by dividing the whole number of the population of the state, as shown by the last preceding state or national census, by the whole number of counties then existing or organized, and each county shall constitute a representative district and be entitled to one representative, but each county having a population in excess of the ratio number found as herein prescribed, of three-fifths or more of such ratio number, shall be entitled to one additional representative.

SEC. 36. The General Assembly shall, at the first regular session following the adoption of this amendment, and at each succeeding session following the taking of such census, fix the ratio of representation, and apportion the additional representatives as hereinbefore required.

*Be it further Resolved*, That this resolution and the foregoing amendments to the Constitution of the State of Iowa be, and the same is hereby referred to the next succeeding general assembly for action. And the Secretary of State is hereby directed to cause the same to be published for three months previous to the day of election of members of the next general assembly, in manner as provided by law.

Mr. Bailey excused till Tuesday.

Mr. Wood, from Committee on Appropriation, granted leave to withdraw report on House file No. 268.

On motion of Mr. Funk the House adjourned till 2 P. M.

AFTERNOON SESSION.

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The House met at 2 o'clock P. M., Speaker Byers in the Chair

Mr. Allen called up House file No. 122, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Baker, Bell, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

Messrs. Lauder, McCachran, Prentis—3.

Absent or not voting:

Messrs. Bailey, Bird, Evans, Grote, Gurley, Haugen, Hinkhouse, Hunt, McArthur, McNulty, Mayne, Thompson, Weaver, Whittier—14.

So the House concurred.

On motion of Mr. Nolan, House file No. 147, by Nolan, a bill for an act to amend chapter 33 of the acts of the Twenty-fourth General Assembly, entitled, "an act to provide for the printing and distribution of ballots at public expense, and for the nomination of candidates for public offices; to regulate the manner of holding elections, and to enforce secrecy of the ballot," and to provide further for the submission of public measures to vote of the people and method of petition by the voters, with report

of committee recommending amendments, was taken up, considered, and the amendments of the committee were adopted.

Mr. Nolan moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Brady, Brant, Brighton, Byington, Chapman, Crow, Edwards, Frazee, Garner, Hazen, Hinman, Hunt, Jackson, Jay, Ladd, Lambert, Loomis, Lowry, McQuin, Manahan, Marti, Mayne, Merrell, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Porter, Power, Ray, Reed, Scott, Spaulding, St. John, Thompson, Voelker, Wheeler, Whelan Whittier, Wilson, Mr. Speaker—42.

The nays were:

Messrs. Bell, Brinton, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Evans, Finch, Frink, Funk, Good, Griswold, Haugen, Hauger, Hendershot, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, McAchran, McDonald, McNulty, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Perrott, Prentis, Smith, Temple, Watters, Wells, Williams, Wood—40.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Bowen, Grote, Gurley, Hinkhouse, Huntley, Lauder, McArthur, McDowell, Nietert, Potter, Putnam, Sullivan, Tibbitts, Van Houten, Weaver—18.

So the bill having failed to receive a constitutional majority was declared lost.

On motion of Mr. McQuin, Senate file No. 376, a bill for an act to legalize the incorporation of the town of Urbana, Benton county, Iowa, the election of its officers, and all the acts done and ordinances passed by the council of said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McQuin moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cornwall, Crow, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Haugen, Hauger, Hazen, Hendershot, Hinman, Jackson, Jay, Johnson of Webster, Klemme, Ladd,

Lavender, Loomis, Lowry, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—74.

The nays were:

None.

The absent or not voting were:

Messrs. Allen, Bailey, Chapman, Cook, Davis, Edwards, Grote, Gurley, Hinkhouse, Hunt, Huntley, Johnston of Franklin, Lambert, Lauder, McAchran, McArthur, Mayne, Merrell, Nietert, Nolan, Porter, Putnam, Sullivan, Thompson, Van Houten, Weaver—26.

So the bill passed and the title was agreed to.

On motion of Mr. Brady, House file No. 469, a bill for an act to amend section 902 of the Code of Iowa, limiting the time for bringing actions on tax deeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Prentis moved to amend as follows:

Strike out all after the word "action" in line 8.

Lost.

Mr. Martin moved to amend as follows:

Amend by adding to line 11, "and in no case shall an action lie for the possession of real estate where a party has secured a tax sale or a tax deed and has not taken possession of the land within five years after the date on which he was entitled to his tax deed."

Lost.

Mr. Brady moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bowen, Brady, Brant, Brinton, Chapman, Classen, Cornwall, Davis, Doubleday, Early, Edwards, Frink, Funk, Garner, Griswold, Hinman, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Loomis, McQuin, Manahan, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Putnam, Ray, Reed,

Spaulding, St. John, Sullivan, Temple. Van Houten, Voelker, Wheeler, Whelan, Wilson, Wood, Mr. Speaker—51.

The nays were:

Messrs. Bell, Bird, Brighton, Byington, Clark, Crow, Dowell, Evans, Finch, Haugea, Hauger, Hazen, Hendershot, Hunt, Huntley, Jackson, Lavender, Lowry, McAchran, McDonald, McDowell, McNulty, Merrell, Merriam, Miller of Warren, Porter, Power, Prentis, Smith, Thompson, Tibbitts, Watters, Williams—33.

Absent or not voting:

Messrs. Allen, Bailey, Baker, Cook, Frazee, Good, Grote, Gurley, Hinkhouse, McArthur, Marti, Nolan, Scott, Weaver, Wells, Whittier—16.

So the bill passed and the title was agreed to.

On motion of Mr. Smith, House file No. 495, a bill for an act to legalize the official acts of the town council and the ordinances of the incorporated town of Scranton, Green county, Iowa, with report of committee recommending passage with amendment, was taken up, considered, and the amendment of the committee adopted.

Mr. Smith moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayre, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brady, Brant, Cook, Edwards, Grote, Hinkhouse, Hinman, Hunt, Lambert, Lowry, McAchran, McArthur,



Manahan, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Porter, Power, Scott, Spaulding, Sullivan, Van Houten, Weaver, Wells—26.

So the bill passed and the title was agreed to.

On motion of Mr. Haugen the House adjourned until 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, April 3, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer by Rev. J. W. McCord, pastor M. E. church, Reinbeck, Iowa.

Mr. Allen was excused until Tuesday.

Mr. Van Houten called up the motion to reconsider the vote on House file No. 267.

Mr. Van Houten moved that this motion be tabled.

On a division the motion was carried by a vote of 48 for and 18 against.

Mr. Funk offered the following resolution, which was laid over under rule 84:

*Resolved*, That when the day for final adjournment has been fixed, it shall be the duty of the Speaker to appoint a sifting committee of five members whose duty it shall be to select the more important pending measures for the consideration of this House.

REPORT OF COMMITTEE

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 8, a bill for an act to revise, amend and codify the statutes in relation to revenue (being title 7 of the proposed Code of Iowa), beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with amendments.

J. H. FUNK.  
*Chairman.*

Ordered passed on file.

The House here took up the pending measure, House file No. 284, which was deferred from April 1st.

Mr. Early offered the following amendment to the amendment of Mr. Morrison of Keokuk, which was pending, and moved it be adopted:

SECTION 1. No action shall be maintained in any court of the State upon any policy or contract of fire or marine insurance issued upon property situated in the State of Iowa, by any company, association, partnership, individual or individuals that has not been authorized by the Auditor

of State to transact such insurance business, unless it shall be shown that the insurer or insured within thirty days after the issuing of said policy or contract of insurance, has paid into the State treasury two and one-half per cent of the gross premium paid for said policy or contract of insurance.

Adopted.

Amendment of Mr. Morrison of Keokuk as amended adopted.

Mr. McAchran offered the following substitute for section 1:

Any insurance company not complying with the insurance laws of the State of Iowa that shall hereafter issue any policy on any property in this State, shall be fined \$100 for each policy so unlawfully issued.

Lost.

Mr. Klemme moved to amend by adding to section 1, "provided further, that nothing in this act shall affect contracts of insurance issued by purely mutual insurance companies, issuing policies on only one class of property."

Adopted.

Mr. Tibbitts moved to reconsider the vote just taken.

On a division the motion was carried by a vote of 33 for and 17 against.

Mr. Tibbitts moved to amend amendment by inserting after the word "companies" the words, "authorized to do business in Iowa."

Lost.

Amendment of Mr. Klemme lost.

Mr. Haugen moved the previous question.

Carried.

The question on the suspension of the rules was then put and carried, and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bird, Brant, Cook, Cornwall, Crow, Davis, Dowell, Early, Edwards, Evans, Garner, Good, Griswold, Hendershot, Hinman, Johnson of Webster, Ladd, Lauder, Loomis, McDonald, McQuin, Manahan, Martin, Mayne, Miller of Buena Vista, Nietert, Potter, Prentis, Ray, Reed, Smith, Tibbitts, Van Houten, Watters, Whelan, Wood, Mr. Speaker—37.

The nays were:

Messrs. Baker, Bell, Bowen, Byington, Chapman, Clark, Doubleday, Frazee, Frink, Gurley, Haugen, Hazen, Hunt, Jackson, Klemme, Lambert, McAchran, McArthur, McDowell, McNulty, Marti, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker,

Perrott, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Wells, Wheeler, Whittier, Wilson—39.

Absent or not voting:

Messrs. Allen, Bailey, Brady, Brighton, Brinton, Classen, Finch, Funk, Grote, Hauger, Hinkhouse, Huntley, Jay, Johnston of Franklin, Lavender, Lowry, Merriam, Nolan, Porter, Power, Putnam, Voelker, Weaver, Williams—24.

So the bill was lost.

The following explanation of vote was filed.

MR. SPEAKER—I vote “aye” on House file No. 284 because I believe in the sentiment expressed in the bill, but I do not believe this bill will accomplish the purpose sought.

H. K. EVANS.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 256, a bill for an act to provide for the payment of the balance of salary due N. B. Raymond as reporter of the supreme court for the year ending January 7, 1895.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following substitute for House file No. 119, in which the concurrence of the Senate was asked:

Senate substitute for House file No. 119, an act to amend chapter 91 of the Twenty-fifth General Assembly of Iowa, relating to the extermination of Russian thistles.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 257, a bill for an act to aid in bringing to Iowa, reports of the Iowa supreme court decisions, up to date and providing compensation therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 353, a bill for an act to reimburse the members and heirs of members of the Second and Third Iowa infantry for "gray" uniforms purchased during the war.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 430, a bill for an act to legalize the action of the board of directors of the district township of Poweshiek and Jasper counties.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate wishes to recall Senate file No. 431.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Garner House file No. 304, a bill for an act to repeal section 1, chapter 7, of the acts of the Twenty-fourth General Assembly, relating to compensation of mayors when acting as justices of the peace in cities of the second class and incorporated towns, with report of committee recommending passage, was taken up, considered, and report of committee adopted.

Mr. Garner moved to add the following as section 2:

Mayors of cities of the second class and corporated towns where no salary is provided by ordinance in lieu of fees, shall receive, for holding a mayor's or police court or discharging the duties of a justice of the peace, the compensation allowed by law for similar services by such officers, to be paid in the same manner.

Adopted.

Mr. Garner moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brant, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Ladd, Lambert, Lauder, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker,

Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Walters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

Messrs. Brighton, Cook, Loomis—3.

Absent or not voting:

Messrs. Allen, Bailey, Brady, Brinton, Classen, Grote, Hinkhouse, Johnston of Franklin, Klemme, Lavender, Manahan, Miller of Buena Vista, Porter, Power, Tibbitts, Weaver—16.

So the bill passed and the title was amended and agreed to.

On motion of Mr. Spaulding, substitute for House file No. 297, a bill for an act to protect laborers in their rights to work, which was set for special order on March 17, was taken up and considered.

Mr. Spaulding moved to strike out the word "threats" before "intimidation and" or "any acts of violence" after "intimidation," in the first line of the printed bill, and insert the words "or threats of violence" before "prevent," in the second line.

Adopted.

Mr. Tibbitts called to the Chair.

Mr. Spaulding moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Brant moved the previous question.

Carried.

Motion of Mr. Spaulding carried, and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Cook, Doubleday, Frink, Klemme, Loomis, Lowry, McAchran, Merrell, Miller of Buena Vista, Morrison of Grundy, Mullin, Parker, Putnam, Scott, Spaulding, Williams—17.

The nays were:

Messrs. Baker, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Cornwall, Crow, Davis, Dowell, Evans, Frazee, Funk, Good, Griswold, Hauger, Hazen, Hendershot, Johnston of Franklin, Ladd, Lauder, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Porter, Potter, Power, Prentis, Ray,

Reed, Sullivan, Temple, Thompson, Watters, Whelan, Whittier, Wilson, Wood, Mr. Speaker—54.

Absent or not voting:

Messrs. Allen, Bailey, Brinton, Classen, Early, Edwards, Finch, Garner, Grote, Gurley, Haugen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Lambert, Lavender, Perrott, Smith, St. John, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler—29.

So the bill was lost.

The following explanation of vote was filed:

MR. SPEAKER—Believing that a better enforcement of the laws we have is more essential than the enactment of more law, I vote no.

H. B. WATTERS.

The following motion to reconsider was filed:

MR. SPEAKER—I file a motion to reconsider the vote by which House file No 147 was lost. Many were absent.

J. H. FUNK.

I second the motion.

J. H. MILLER.

The following motion to reconsider was filed:

MR. SPEAKER—I hereby file a motion to reconsider the vote by which House file No. 284, as amended, failed to pass.

T. J. SULLIVAN.

I second the motion.

J. FRAZER.

On motion of Mr. Doubleday House adjourned until 2. P. M.

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### AFTERNOON SESSION.

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House met at 2 o'clock P. M., Speaker Byers in the Chair.

On motion of Mr. Whelan, Senate file 341, a bill for an act to declare Spirit and the Okoboji lakes in Dickinson county to be public navigable waters, and to provide for their preservation and improvement for navigation, for the benefit of the public health, and for the culture of fish therein, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Whelan moved that the rule be suspended, and that the bill be read a third third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brant, Brighton, Byington, Clark, Cook, Cornwall, Crow, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Smith, St. John, Sullivan, Temple, Thompson, Voelker, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—71.

The nays were:

Messrs. Bowen, Classen, Reed, Spaulding, Watters—5.

Absent or not voting:

Messrs. Allen, Bailey, Brinton, Chapman, Davis, Doubleday, Griswold, Grote, Gurley, Hinkhouse, Hunt, Jackson, Klemme, Lambert, McArthur, McDowell, Merriam, Miller of Warren, Scott, Tibbitts, Van Houten, Weaver, Wheeler—23.

So the bill passed and the title was agreed to.

On motion of Mr. Frink, House file No. 399, a bill for an act to amend section 307, Code of 1873, 423 of the Code of 1885, amended by section 2, chapter 197, Twentieth General Assembly, and section 2, chapter 86, Twenty-first General Assembly, in relation to the publication of the proceedings of the board of supervisors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McNulty moved to amend by adding the following:

*Provided further*, that the paper so selected shall be a newspaper having a general circulation in said county.

Adopted.

Mr. Tibbitts moved to amend by adding the following:

And contract with other papers to distribute such supplements.

Lost.

Mr. Wood moved that this bill be referred to Committee on Printing.



On a division, the motion was carried by a vote of 86 for and 31 against.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 211, a bill for an act granting additional powers to certain cities of the first class and cities acting under special charters in reference to the improvement of streets, highways, avenues or alleys and provide for the payment of the cost thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed and amended the following concurrent resolution, in which the concurrence of the Senate was asked:

*Resolved by the Senate, the House concurring,* That the President of the Senate and the Speaker of the House of Representatives of the Twenty-sixth General Assembly shall each declare their respective Houses adjourned *sine die* on Saturday, April 11, 1896, at 12 o'clock, noon.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 362, a bill for an act to enable the trustees or commissioner of State institutions to lay out, establish, vacate or change public highway through land owned by the State on which State institutions are situated.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 27, a bill for an act to pay the widow of Hon. L. O. Hatch, late judge of the Thirteenth judicial district of Iowa, the salary of the office from the date of his death to the time his successor was appointed and qualified.

W. E. BULLARD,  
*Secretary.*

The House here took up for consideration the concurrent resolution relative to final adjournment.

On the question shall the House concur the yeas and nays were demanded, which resulted as follows:

On the question, "Shall the House concur?" the yeas were:  
Messrs. Baker, Bell, Bowen, Brady, Brighton, Chapman, Clark, Cook, Crow, Davis, Doubleday, Edwards, Frink, Funk, Garner, Gurley, Hazen, Hendershot, Hinman, Hunt, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McCachran, McNulty, McQuin, Marti, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Potter, Power, Ray, Scott, Spaulding, Sullivan, Thompson, Tibbitts, Waters, Wheeler, Whelan, Whittier, Williams, Wilson—54.

The nays were:

Messrs. Bird, Brant, Byington, Classen, Cornwall, Dowell, Early, Evans, Finch, Frazee, Good, Haugen, Hauger, Huntley, Jay, Johnson of Webster, Lauder, McDonald, McDowell, Martin, Miller of Warren, Morrison of Keokuk, Nietert, Porter, Prentis, Putnam, Reed, Smith, St. John, Temple, Van Houten, Wells, Wood, Mr. Speaker—34.

Absent or not voting:

Messrs. Allen, Bailey, Brinton, Griswold, Grote, Hinkhouse, Jackson, Lambert, McArthur, Manahan, Voelker, Weaver—12.

So the motion prevailed.

The following explanation of votes were filed:

MR. SPEAKER—I vote "aye" on this resolution for the purpose of moving a reconsideration.  
HENRY H. BRIGHTON.

MR. SPEAKER—I vote "no" on the resolution to adjourn April 11, 1896, because I favor completing the proposed Code before adjournment.

H. K. EVANS.

MR. SPEAKER—I vote "aye" on the concurrent resolution for adjournment on April 11 for the purpose of filing a motion to reconsider.

J. H. FUNK.

MR. SPEAKER—For the purpose of moving a reconsideration of the vote on joint resolution to adjourn April 11th, I vote "aye."

A. H. EDWARDS.

MR. SPEAKER—I change my vote on Senate concurrent resolution to adjourn April 11 from "no" to "aye" for the purpose of reconsideration.

O. O. TIBBITTS.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which concurrent resolution, relative to adjournment passed the House.

J. H. FUNK,

HENRY H. BRIGHTON.

MR. SPEAKER—I second the above motion.

A. H. EDWARDS.

Z. H. GURLEY.

Mr. Ray also filed a motion to reconsider the vote just taken.

Mr. Tibbitts seconded the motion.

#### REPORTS OF COMMITTEES.

Mr. St. John, from the Committee on Agriculture, submitted the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred committee substitute for Senate file No. 140, a bill for an act to repeal sections 1, 2 and 3, chapter 79, acts of the Twenty-first General Assembly, as amended; chapter 87, acts of the Twenty-second General Assembly in regard to the spread of disease among swine, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended by inserting in section 2, after the words "immediately burn" the words "or bury three feet below the surface."

R. T. ST. JOHN,  
*Chairman.*

Ordered passed on file.

On motion of Mr. St. John, substitute for Senate file No. 140, with report of committee recommending passage with amendments, was taken up, considered, and the report of the committee adopted.

Mr. St. John moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Garner, Good, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Baker, Brinton, Cook, Frink, Fuzz  
Griswold, Grote, Hinkhouse, McArthur, Manahan, Weaver—18

So the bill passed and the title was agreed to.

Mr. Cornwall, from the Committee on Judiciary, submitted  
the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file 499, a bill for an act to amend section 1402 of the Code of Iowa  
in relation to the support of patients in the hospital for the insane, beg  
leave to report that they have had the same under consideration and have  
instructed me to report the same back to the House with the recom-  
mendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file No. 157, a bill for an act relating to the maturity of negotiable  
paper, beg leave to report that they have had the same under considera-  
tion and have instructed me to report the same back to the House, with  
the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file No. 500, a bill for an act to repeal section 1419 of the Code of  
Iowa, and enacting a substitute therefore, relating to patients in the hos-  
pitals for the insane, beg leave to report that they have had the same  
under consideration and have instructed me to report the same back to the  
House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file No. 501, a bill for an act to legalize certain elections in the  
incorporated town of Rose Hill, Mahaska county, Iowa, beg leave to  
report that they have had the same under consideration and have  
instructed me to report the same back to the House with the recommenda-  
tion that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Mr. Classen, from the Committee on County and Township Organization, submitted the following report: .

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred substitute for House file No. 88, a bill for an act to amend section 303 of the Code, and to enlarge the powers of the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. B. CLASSEN,  
*Chairman.*

Ordered passed on file.

Mr. Bird, from the Committee on Public Charities, submitted the following report:

MR. SPEAKER—Your Committee on Public Charities, to whom was referred House file No. 502, a bill for an act to repeal sections 1, 2 and 3, chapter 51, of the acts of the Twenty-fourth General Assembly, in relation to the name of, object of, and persons eligible to the Industrial Home for the blind, at Knoxville, Iowa, and to provide a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. W. BIRD,  
*Chairman.*

Ordered passed on file.

Mr. Haugen, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred Senate file No. 170, an amended bill for an act regulating fees for the incorporation and the increase in capital stock of companies and other corporations in the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

G. N. HAUGEN,  
*Chairman.*

Mr. Haugen moved that this bill be made a special order for Tuesday, April 7, at 10 A. M.

Carried.

On motion of Mr. Frazee, House file No. 165, a bill for an act for the relief of Hiram Redden, with the report of the committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Frazee moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Edwards, Finch, Frazee, Frink, Funk, Garner, Good, Gurley, Haugen, Hauger, Hazen, Hendershot, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—74.

The nays were:

Messrs. Bowen, Evans, Johnson of Webster, Morrison of Keokuk, Mullin—5.

Absent or not voting:

Messrs. Allen, Bailey, Brady, Brinton, Cornwall, Dowell, Early, Griswold, Grote, Hinkhouse, Hinman, Lauder, Lavender, McArthur, McNulty, Manahan, Martin, Merriam, Spaulding, Tibbitts, Weaver—21.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. Crow, House file No. 506, a bill for an act to apply to cities of the first class, the provision of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17, laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns.

Read first and second time and referred to Committee on Municipal Corporations.

By Mr. Ray, House file No. 507, a bill for an act defining the number of officers and employes of the General Assembly.

Read first and second time and referred to Committee on Retrenchment and Reform.

House file No. 499, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

Mr. Lauder moved that substitute for House files Nos. 30, 82 and 106, by Committee on Suppression of Intemperance, be

made a special order for Tuesday, April 7th, at 11 A. M., and that the vote be taken on this bill without discussion.

The yeas and nays were demanded on this motion, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bird, Bowen, Brant, Byington, Chapman, Dowell, Early, Edwards, Garner, Gurley, Hazen, Hendershot, Hunt, Huntley, Jackson, Ladd, Lambert, Lauder, Lowry, McDowell, McNulty, McQuin, Marti, Mayne, Morrison of Grundy, Mullin, Nietert, Nolan, Potter, Power, Putnam, Sullivan, Temple, Tibbitts, Voelker, Wheeler, Whelan, Wilson, Mr. Speaker—40.

The nays were:

Messrs. Bell, Brighton, Clark, Classen, Cook, Crow, Davis, Doubleday, Evans, Finch, Frink, Funk, Hauger, Hinman, Johnson of Webster, Klemme, Loomis, McAchran, McDonald, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Parker, Perrott, Ray, Scott, Smith, Van Houten, Watters, Wells, Williams, Wood—32.

Absent or not voting:

Messrs. Allen, Bailey, Brady, Brinton, Cornwall, Frazee, Good, Griswold, Grote, Haugen, Hinkhouse, Jay, Johnston of Franklin, Lavender, McArthur, Manahan, Merrell, Merriam, Morrison of Keokuk, Porter, Prentis, Reed, Spaulding, St. John, Thompson, Weaver, Whittier—27.

So the motion prevailed.

The following explanation of vote was filed:

MR. SPEAKER—I vote "aye" to make the manufacturers bill a special order for next Tuesday at 11 o'clock, that I may record my vote and protest against the adoption of the measure, thus making my position more definite and consistent in relation to resubmission.

W. G. LADD.

Mr. Funk raised the point of order that it requires a two-third vote to take up any bill out of its place on the Calendar and make it a special order.

The Speaker decided the point not well taken, but reserved final decision till morning.

Mr. Van Houten raised the point of order, that the provision of the special order cutting off debate, is a suspension of a rule governing debate, and requires a two-thirds majority.

The Speaker decided the point not well taken

Mr. Garner called up the motion to reconsider the vote whereby House file No. 132 was ordered referred to Committee on School and Text Books.

Motion to reconsider lost.

Mr. Garner moved that House file No. 132 be indefinitely postponed.

Carried.

On motion of Mr. Spaulding House file No. 185, a bill for an act to partially relieve mortgaged real estate of taxation and tax the mortgage herewith, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr Spaulding moved to amend as follows:

Section 1, insert words "real estate" between words "a" and "mortgage."

Section 4, line 2, insert word "each" between "of" and "mortgage," also words "to which it belongs" between "estate" and "each."

Section 5, line 4, strike out the word "is" and insert "or mortgages are."

Section 6, line 1, strike out the word "mortgage" and insert "mortgages," also insert the word "cash" between words "of" and "value."

Section 6, line 2, strike out word "land" and insert "real estate;" also, strike out words "it belongs" and insert "they belong;" also insert words "or mortgages" between words "mortgage" and "from."

Section 9, line 8, insert words "or mortgages" after word "mortgage."

Adopted.

Mr. Spaulding moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bird, Bowen, Brady, Brant, Clark, Classen, Doubleday, Edwards, Frazee, Frink, Griswold, Hauger, Hendershot, Hinman, Huntley, Loomis, McAchran, McDonald, McDowell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Prentis, Ray, Scott, Spaulding, St. John, Van Houten, Voelker, Watters, Wells, Whelan, Williams, Wood, Mr. Speaker—89.

The nays were:

Messrs. Baker, Bell, Byington, Chapman, Cook, Cornwall, Davis, Dowell, Early, Finch, Funk, Gurley, Hazen, Hunt, Jackson, Klemme, Ladd, Lauder, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Morrison of Keokuk, Nietert, Porter, Smith, Sullivan, Temple, Wheeler, Whittier, Wilson—34.



Absent or not voting:

Messrs. Allen, Bailey, Brighton, Brinton, Crow, Evans, Garner, Good, Grote, Haugen, Hinkhouse, Jay, Lambert, Johnson of Webster, Johnston of Franklin, Lavender, Lowry, McArthur, Manahan, Merriam, Potter, Power, Putnam, Reed, Thompson, Tibbitts, Weaver—27.

So the bill having failed to receive a constitutional majority, was declared lost.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the action by which House file No. 185 was lost.

W. G. LADD.

I second the motion.

JOHN MORRISON.

Mr. Porter offered the following resolution and moved its adoption.

*Resolved by the House, the Senate concurring, That 300 copies of each report of the geological survey upon an individual county be, as soon as it is issued, divided among the members of the General Assembly, representing that county.*

Adopted.

Committee on Enrolled Bills granted leave to sit during the session.

On motion of Mr. Potter, House adjourned till 9 A. M. tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Saturday, April 4, 1896. }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. Leon A. Harvey, Des Moines, Iowa.

Mr. George M. Rowen was then duly sworn in as clerk's page for the remainder of the session.

The Speaker referring to his ruling on yesterday in reference to a two-thirds vote to make a special order, stated that he found nothing either in the rules or record to sustain the point of order as raised by Mr. Funk, and that his ruling on this point would stand as made.

#### PETITIONS AND MEMORIALS.

Mr. Morrison of Keokuk, presented memorial of Mrs. Paul W. Young in reference to a change in the insane laws.

Referred to Committee on Hospitals for Insane.

Messrs. Cook and Miller of Cherokee, presented petitions of citizens of respective counties in reference to appropriation for the use of armory rent and target practice.

Referred to Committee on Appropriations.

On motion of Mr. Loomis, Senate file No. 139, a bill for an act to amend section 3844 of the Code of 1873, relative to officers, fuel and stationery for county offices, was taken up and considered.

Mr. Loomis moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Brady, Brant, Byington, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Gurley, Hauger, Hendershot, Hinman, Jackson, Jay, Johnson of Webster, Johnston

of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McArthur, McArthur, McDonald, McNulty, McQuin, Manahan, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Prentis, Putnam, Ray, Scott, Smith Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Wells, Whittier, Williams, Mr. Speaker—61.

The nays were:

Messrs. Baker, Good, Griswold, Hazen, Hunt, Huntley, Lambert, Lowry, McDowell, Marti, Martin, Mayne, Merrell, Miller of Cherokee, Miller of Warren, Parker, Perrott, Power, Reed, Watters, Whelan—21.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Brighton, Brinton, Chapman, Davis, Funk, Grote, Haugen, Hinkhouse, Miller of Buena Vista, St. John, Voelker, Weaver, Wheeler, Wilson, Wood—18.

So the bill passed and the title was agreed to.

#### REPORT OF COMMITTEE.

Mr. McQuin, from the Committee on Representative Districts, submitted the following report:

MR. SPEAKER—Your Committee on Representative Districts, to whom was referred House file No. 496, a bill for an act to apportion the State into representative districts and declare the ratio of representation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

B. M. McQUIN,  
*Chairman.*

Ordered passed on file.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House file No. 284 was lost April 3, 1896, and the vote by which it was put upon its third reading.

D. H. BOWEN.

I second the motion.

J. A. THOMPSON,

#### SENATE MESSAGES.

Senate file No. 362, a bill for an act to enable the trustees or commissioners of State institutions to lay out, establish, vacate or change public highways through land owned by the State on which State institutions are situated, was read first and second time.

Mr. Miller of Cherokee moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Gurley, Haugen, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—77.

The nays were:

Messrs. Merriam, Nietert, Porter, Ray—4.

Absent or not voting:

Messrs. Allen, Bailey, Brinton, Byington, Chapman, Cook, Funk, Griswold, Grote, Hauger, Hinkhouse, McCachran, Martin, Merrell, St. John, Voelker, Watters, Wilson.

So the bill passed and the title was agreed to.

Mr. Finch called up Senate substitute for House file No. 119, which was read first and second time.

Mr. Finch moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott.

Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Chapman, Davis, Funk, Griswold, Grote, Hinkhouse, St. John, Weaver, Wilson, Wood—12.

So the bill passed and the title was agreed to.

Substitute for Senate file No. 211, a bill for an act granting additional powers to certain cities of the first class and cities acting under special charter in reference to improvement of streets, highways, avenues or alleys, and provide for the payment of the cost thereof, was read first and second time.

Mr. Brant moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Griswold, Grote, Gurley, Haugen, Hendershot, Hinman, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Loomis, McCachran, McDonald, McNulty, McQuin, Manahan, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Reed, Scott, Smith, Sullivan, Temple, Thompson, Tibbitts, Voelker, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—58.

The nays were:

Messrs. Classen, Evans, Frazee, Hazen, Hunt, Jay, Klemme, McArthur, McDowell, Marti, Merriam, Porter, Power, Ray, Spaulding, Van Houten, Watters, Wheeler—18.

Absent or not voting:

Messrs. Allen, Bailey, Baker, Byington, Chapman, Cornwall, Finch, Frink, Funk, Garner, Good, Hauger, Hinkhouse, Huntley, Jackson, Lambert, Lavender, Lowry, Martin, Merrell, Morrison of Grundy, St. John, Weaver, Wilson—24.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 290, a bill for an act to amend section 1, chapter 1, acts of the Twenty-fourth General Assembly, establishing a board of park commissioners in certain cities of the first class, defining their powers and describing their duties.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 447, a bill for an act to extend the time of the incorporation of Oak Hill cemetery association of Florence township, Benton county, Iowa, and to legalize all its acts and proceedings in the election of its officers, the selling and conveying of lots.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 446, a bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate file No. 423, a bill for an act to amend section 15 of chapter 58 of the laws of the Twenty-first General Assembly, relating to the powers of the board of commissioners of the Iowa Soldiers' Home.

W. E. BULLARD,  
*Secretary.*

House file No. 497, a bill for an act to repeal section 10 of chapter 7 of the acts of the Twenty-fifth General Assembly, and to enact a substitute therefor relating to paving, curbing and

sewering in certain cities, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 383, a bill for an act amending chapter 2, title 10, of the Code of 1873, relating to drainage and levees.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for the sale of opium and its preparations, and person or persons resorting thereto.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 361, a bill for an act to repeal section 6, chapter 43, of the acts of the Twenty-third General Assembly, and to enact a substitute in reference to compensation of justices of the peace and peace officers.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 46, a bill for an act granting additional powers to certain cities of the second class and incorporated towns relating to the construction of sewers or tile drains.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 191, a bill for an act to authorize the executive council to sell and convey a part of the lands purchased by the State for the use of the Iowa State Agricultural Society, in Polk county, Iowa, under the provisions of chapter 199 of the Twentieth General Assembly, and to purchase other lands for the use of said society.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 373, a bill for an act defining building and loan or savings and loan associations and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations, and repealing acts and parts of acts inconsistent with this act.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 191, a bill for an act to authorize the Executive Council to sell and convey a part of the lands purchased by the State for the use of the Iowa State Agricultural Society, in Polk county, Iowa, under the provisions of chapter 199 of the Twentieth General Assembly, and to purchase other lands for the use of said society.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 329, a bill for an act releasing and granting to the city of Dubuque title to certain lands.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 243, a bill for an act to amend section 2, chapter 35, of the acts of the Twenty-third General Assembly, relating to permits of registered pharmacists.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 348, a bill for an act to amend sections 2 and 3 of chapter 69 of the acts of the Twenty-fifth General Assembly, to fix the regular term of the Supreme Judge provided for in said act, and to extend the term of the present incumbent.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 194, a bill for an act to provide the support fund of the boys' department of the Industrial School, and to repeal section 11, chapter 21 of the acts of the Fifteenth General Assembly as amended by section 1, chapter 97 of the Seventeenth General Assembly.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 260, a bill for an act to enable cities of the first class to buy or construct waterworks and provide for the management thereof, and giving them additional power in respect thereto.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 376, a bill for an act to legalize the incorporation of the town of Urbana Benton county, Iowa, the election of its officers and all the acts done and the ordinances passed by the council of said town.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 403, a bill for an act to provide for the payment of the current expense fund for the Hospital for the Insane quarterly in advance.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 163, a bill for an act to amend section 3908 of the Code of 1873, relating to embezzlement by public officers.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 384, a bill for an act relinquishing an escheat in Hamilton county to Mrs. Winnifred J. Byrne.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 37, a bill for an act to amend section 2178 of the Code, in relation to the sale of property by carriers and others for charges.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 441, a bill for an act to amend an act of the Twenty-sixth General Assembly entitled "an act to prohibit the sale and use of impure oil in coal mines and providing penalties for violation thereof.

W. E. HAUGER,  
*Chairman House Committee*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 162, a bill for an act to amend section 1433 of the Code, as amended by chapter 179 of the acts of the Twelfth General Assembly, and chapter 26, acts of the Fifteenth General Assembly, relating to care of the same.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 144, a bill for an act to define and punish the crime of maliciously, wilfully and feloniously disturbing or interfering with any horse, harness or vehicle, and providing punishment therefor.

G. S. GILBERTSON,  
*Chairman House Committee.*  
W. E. HAUGER,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No.

5, a bill for an act to amend chapter 13, title 12, of the Code, in relation to the State library, and to provide for an extension of the use thereof.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No 162, a bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 1, a bill for an act defining fraternal beneficiary societies, orders, or associations, and regulating the same.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No 253, a bill for an act to amend section 454 of the Code relating to the power of cities.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 378, a bill for an act defining building and loan or savings and loan associations, and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulations, and repealing acts and parts of acts inconsistent with this act.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*

G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 48, a bill for an act to amend section 492 of the Code (McClain's), relating to the proof of ordinances.

W. E. HAUGER,  
*Chairman House Committee.*

G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 46, a bill for an act granting additional powers to certain cities of the second class and incorporated towns relating to construction of sewers or tile drains.

W. E. HAUGER,  
*Chairman House Committee.*

G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 383, a bill for an act to amend chapter 2 of title 10 of the Code of 1873, relating to drainage and levees.

W. E. HAUGER,  
*Chairman House Committee.*

G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 237, a bill for an act to punish the keeping and maintaining of resorts

for the sale and use of opium and its preparations, and person or persons resorting thereto.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 37, a bill for an act to authorize cities of the second class to acquire real estate within and without their territorial limits for the purpose of outlets for the sewers and pay for the same out of the general fund of the city, or out of the sewer fund of the sewer district of which the same is the outlet.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 361, a bill for an act to repeal section 6, chapter 43, of the acts of the Twenty-third General Assembly, and to enact a substitute therefor in reference to compensation of justices of the peace and peace officers.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 251, a bill for an act creating the Twentieth Judicial District of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein; and also providing for an election of four judges in the Second and three judges in the Sixth Judicial District, defining the jurisdiction of said courts therein and for holding terms of court in said districts.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

! MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No.

322, a bill for an act to amend section 4022 of the Code of 1873, relating to the importation, printing, publishing, selling and distributing of obscene books and pictures.

W. E. HAUGER, .  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 33, a bill for an act authorizing counties, cities townships and other municipal corporations to take and hold property by gifts and bequest and providing for the management of the same.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 92, a bill for an act to amend section 3 of chapter 134 of the acts of the Twenty-first General Assembly to transfer Marshall county from the Eleventh to the Seventeenth Judicial district and to provide a second judge for the Seventeenth Judicial district.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 373, a bill for an act relating to certain additional justices of the peace and constables, legalizing their official acts and the official acts of canvassing boards with reference thereto.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No.

272, a bill for an act to amend section 3731 of the Code of 1873, in respect to taking depositions.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 204, a bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of cities and towns.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 204, a bill for an act requiring that juvenile prisoners be kept apart from older offenders.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

#### SENATE MESSAGES.

Substitute for Senate file No. 27, a bill for an act to pay the widow of Hon. L. O. Hatch, late judge of the Thirteenth judicial district of Iowa, the salary of the office from the date of his death to the time his successor was appointed and qualified, was read a first and second time and referred to Committee on Appropriations.

Senate file No. 423, a bill for an act to amend section 15 of chapter 58 of the laws of the Twenty-first General Assembly, relating to the powers of the Board of Commissioners of the Iowa Soldiers' Home, was read a first and second time and referred to Committee on Military.

Senate file No. 353, a bill for an act to reimburse the members and heirs of the Second and Third Iowa Infantry (regulars), for gray uniforms purchased during the war, was read first and second time.



Mr. McAchran moved that the rule be suspended, and that the bill be read a third time now which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Bowen, Brady, Brighton, Brinton, Clark Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Frink, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—77.

The nays were:

Messrs. Baker and Smith—2.

Absent or not voting:

Messrs. Allen, Bailey, Brant, Byington, Chapman, Cornwall, Finch, Funk, Garner, Grote, Hauger, Hinkhouse, Jackson, Jay, Lambert, McDowell, Manahan, Marti, Merriam, Miller of Warren, St. John, Wilson—21.

So the bill passed and the title was agreed to.

On motion of Mr. Davis, Senate file No. 22, a bill for an act to authorize the transfer of county road funds to the county fund and county bridge fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Davis moved to amend, as follows:

Amend by striking out all after the word "levied" in line 2 up to and including the word "county" in line 5; also to insert the words, "The board of supervisors of" after the words "Section 1."

Adopted.

Mr. Davis moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Gurley moved to add as section 2:

SEC. 2. That section 1, chapter 22, acts of the Twenty-fifth General Assembly, be amended as follows: Strike out the word "shall" in the fourth line, and insert the word "may;" and strike out the word "four" in the seventh line, and insert the word "five."

Lost.

Mr. Martin moved to amend the amendment by inserting in line 7, after the word "only," the words "to money collected prior to January 1, 1896, and."

Adopted.

Mr. Ray moved the previous question.

Carried.

Motion of Mr. Davis carried, and the Clerk read the bill.

On the question "Shall the bill pass?" the yeas were:

Messrs. Baker, Ball, Bird, Brady, Byington, Clark, Cook, Cornwall, Davis, Doubleday, Dowell, Edwards, Finch, Frazee, Frink, Griswold, Grote, Gurley, Haugen, Hazen, Hinman, Hunt, Huntley, Johnston of Franklin, Lambert, Lauder, Loomis, McCachran, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Nolan, Parker, Porter, Potter, Prentis, Ray, Scott, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Mr. Speaker—58.

The nays were:

Messrs. Brant, Brighton, Brinton, Early, Evans, Garner, Good, Hendershot, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lavender, McDonald, Merriam, Nietert, Power, Reed, Smith, Spaulding, Whittier, Wood—23.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Chapman, Classen, Crow, Funk, Hauger, Hinkhouse, Lowry, McArthur, McNulty, Miller of Cherokee, Morrison of Grundy, Perrott, Putnam, St. John, Sullivan, Wilson—19.

So the bill passed and its title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House file No. 325, a bill for an act to amend chapter 63 of the acts of the Twenty-fifth General Assembly, entitled an act to tax the traffic in intoxicating liquors, and to regulate and control the same.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 146, a bill for an act to amend section 1, chapter 23, acts of the Twentieth General Assembly, relative to the expenditure of insane soldiers' pensions.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 424, a bill for an act to legalize the ordinances of the city of Marion, Iowa, adopted and published as revised ordinances, in 1895.

W. E. BULLARD,  
*Secretary.*

Mr. Cornwall offered the following resolution and moved that it be adopted:

CONCURRENT RESOLUTION.

WHEREAS, Representatives Merrill, Jay and Potter have by some mysterious circumstances been deprived of their copies of McLain's annotated Code; therefore, be it

*Resolved by the House, the Senate concurring,* That the secretary of state be and is hereby authorized to supply each of said members with a copy of said Code together with the supplement thereto.

Adopted.

Mr. Merriam offered the following resolution and moved its adoption:

WHEREAS, The State of Tennessee intends, in June, 1896, to celebrate with elaborate ceremonies the one hundredth anniversary of her admission into the Union, and in connection therewith hold an industrial and international exhibition from May 1 to October 30, 1897, upon a scale second only to the World's Fair; and,

WHEREAS, Tennessee has invited Iowa to join her in celebrating this event in her history; and, -

WHEREAS, It is the expressed desire of Tennessee on that occasion to display the products, resources and relics of the respective States; therefore, be it

*Resolved, by the House, the Senate concurring,* That we hereby accept, in fullest meaning, this invitation so cordially extended; that we tender our earnest and hearty congratulations to the State of Tennessee upon her patriotism, enterprise, and the public spirit shown by her citizens; that we thank her for this cordial invitation; that we recommend our citizens generally to make personal exhibits of their products, resources, relics, etc., and that all our citizens attend the Tennessee Centennial exposition at Nashville, if possible and convenient.

Adopted.

Mr. Reed called to the Chair.

## INTRODUCTION OF BILLS.

By Mr. Merriam, House file No. 508, a bill for an act to provide for the representation of the State at the Tennessee Celebration and International Exposition, to be held at Nashville, Tenn., in 1896, and from May 1, 1897, to October 30, 1897.

Read first and second time and referred to Committee on Appropriations.

## REPORTS OF COMMITTEES.

Mr. Wood from the Committee on Appropriations submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin at the Soldiers' Orphans' Home, at Davenport, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 268, a bill for an act to change the compensation of the supreme court reporter and to facilitate the work of his office, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

## SENATE MESSAGES.

Senate file No. 446, a bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to the indebtedness of cities and incorporated towns, read first and second time and referred to Committee on Municipal Corporations.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 46, a bill for an act granting additional powers to certain cities of the second class and incorporated towns, relating to the construction of sewers or tile drains.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 260, a bill for an act to enable cities of the first class to buy or construct waterworks, and to provide for the management thereof, and giving them additional powers in respect thereto.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 383, a bill for an act amending chapter 2 of title 10 of the Code of 1873, relating to drainage and levees.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 361, a bill for an act to repeal section 6, chapter 43, of the acts of the Twenty-third General Assembly, and to enact a substitute therefor, in reference to compensation of justice of the peace and peace officers.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 237, a bill for an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations, and person or persons resorting thereto.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 37, a bill for an act to authorize cities of the second class to acquire real estate within and without their territorial limits, for the purpose of outlets for sewers, and pay for the same out of the general fund of the city, or out of the sewer fund of the sewer district of which the same is the outlet.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 378, a bill for an act defining building and loan or saving and loan associations, and providing for their organization, regulation, examination and control, and providing a penalty for the violation of said regulation, and repealing acts and parts of acts inconsistent with this act.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 253, a bill for an act to amend section 454 of the Code relating to the power of cities.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 423, a bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 48, a bill for an act to amend section 492 of the Code, (McClain's, section 3,) relating to proof of ordinances.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 92, a bill for an act to amend section three (3), of chapter one hundred and thirty-four (134), of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval.

House file No. 122, a bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the State of Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file:

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 162, a bill for an act to amend section 1433 of the Code as amended by chapter 179 of the acts of the Twelfth General Assembly, and chapter 26, acts of the Fifteenth General Assembly relating to the care of the same.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 329, a bill for an act releasing and granting to the city of Dubuque title to certain lands.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 194, a bill for an act to provide the support fund of the boys' department of the Iowa Industrial School, and to repeal section 1, chapter 21 of the acts of the Fifteenth General Assembly, as amended by section 1, chapter 97, of the Seventeenth General Assembly.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 248, a bill for an act to amend sections 2 and 3 of chapter 69 of the acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided in said act, and to extend the time of present incumbent.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 243, a bill for an act to amend section 2, chapter 35 of the acts of the Twenty-third General Assembly, relating to permits of registered pharmacists.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 191, a bill for an act to authorize the executive council to sell and convey part of the lands purchased by the State for the use of the Iowa State Agricultural society in Polk county, Iowa, under the provision of chapter 199 of the Twentieth General Assembly, and to purchase other lands for the use of said society.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

On motion of Mr. Temple, Senate file No. 317, a bill for an act to amend section 3061 of the Code, relating to the rate of interest on judgments where a stay of execution is taken, was taken up and considered.

Mr. Temple moved to amend as follows:

Strike out the words "section 2," and insert after the word "repealed" the words "and the following is enacted in lieu thereof."

Adopted.

Mr. Temple moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good,



Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Chapman, Cornwall, Crow, Funk, Hinkhouse, Hunt, Klemme, Lambert, Lavender, McDonald, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nietert, St. John, Wheeler, Wilson—20.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES.

Senate file No. 256, a bill for an act to provide for the payment of the balance of salary due N. B. Raymond as reporter of the supreme court for the year ending January 7, 1895, was read first and second time and referred to Committee on Appropriations.

Senate file 257, a bill for an act to aid in bringing to Iowa the reports of the Iowa supreme court decisions up to date, and providing compensation therefor, was read a first and second time and referred to Committee on Appropriations.

On motion of Mr. Haugen, Senate file No. 385, a bill for an act imposing a collateral inheritance tax and providing for the correction of the same was made a special order for April 7th, at 2 o'clock P. M.

On motion of Mr. Parker, House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state, with the report of the committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Parker moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brant, Brighton, Brinton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—75.

Mr. Bowen voted in the negative.

Absent or not voting:

Messrs. Allen, Bailey, Byington, Chapman, Cook, Dowell, Funk, Hinkhouse, Jay, Johnson of Webster, Lambert, Laverder, Manahan, Marti, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Putnam, Reed, St. John, Watters, Wheeler, Wilson—24.

So the bill passed and the title was agreed to.

#### SENATE MESSAGES.

Senate file No. 430, a bill for an act to legalize the actions of the board of directors of the district township of Poweshiek and Jasper counties, read first and second time.

Mr. Wells moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Martin, Mayne, Merrell, Merriam, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Mr. Speaker—77.

The nays were:

None.

The absent or not voting:

Messrs. Allen, Bailey, Chapman, Classen, Funk, Hinkhouse, Hunt, Johnson of Webster, Lambert, Lavender, McDonald, Manahan, Marti, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Prentis, Putnam, St. John, Van Houten, Wheeler, Wilson, Wood—23.

So the bill passed and the title was agreed to.

On motion of Mr. Potter, House file No. 323, a bill for an act to provide for the encouragement of the manufacture of sugar, and to provide a compensation therefor, was made a special order for Wednesday, April 8, 1896.

Messrs. Wilson and St. John excused till Tuesday.

Messrs. Doubleday and Scott excused till Monday at 11 o'clock A. M.

Journals of March 30, 31, and April 1, 2 and 3 corrected and approved.

Mr. Haugen moved that the motion to reconsider the vote of House file No. 403 be indefinitely postponed.

Carried.

Mr. Sullivan was granted leave to withdraw his motion to reconsider vote on House file No. 284.

Mr. Ladd desired that the Journal show that had he been present on Thursday he would have voted "aye" on Joint resolution No. 9.

On motion of Mr. Ladd, House adjourned till 10 o'clock A. M. Monday.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, IOWA, Monday, April 6, 1896. }

House met pursuant to adjournment, Speaker Byers in the Chair.

Prayer was offered by Rev. W. A. Black, Des Moines, Iowa.

PETITIONS AND MEMORIALS.

Mr. Hinman presented petition of citizens of Hancock county asking that Hancock county be made a representative district.

Referred to Committee on Representative Districts.

Mr. Hinman presented petition of citizens of Hancock county asking that Hancock and Winnebago counties be made a representative district.

Referred to Committee on Representative Districts.

Mr. Crow presented petition of citizens of Wapello county asking that laws be enacted permitting the manufacture of all goods and merchandise which are permitted to be sold in Iowa.

Referred to Committee on Domestic Manufactures.

INTRODUCTION OF BILLS.

By Mr. Nietert, House file No. 509, a bill for an act to provide for the allowance and payment of two hundred seventy-five dollars (\$275) to the widow of the late F. McClelland, a member of this House, was read first and second time.

Mr. Nietert moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Dowell, Early, Edwards, Evans, Finch, Frizzell, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Loomis, Lowry, McArthur, McDowell, McNulty,

Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brant, Chapman, Davis, Double-day, Hendershot, Hinkhouse, Hunt, Jackson, Lambert, Lauder, Lavender, McAchran, McDonald, McQuin, Merriam, Miller of Cherokee, Morrison of Keokuk, Porter, Reed, Scott, Smith, St. John, Temple, Van Houten, Wheeler, Wilson, Wood—20.

So the bill passed and the title was agreed to.

#### REPORTS OF COMMITTEES.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate file No. 145, a bill for an act to define express companies, to prescribe the mode of taxing the same and to fix the rate of taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass, with amendments: Amend section 2 by restoring the words of the printed bill after the word "provide," in line 6 thereof, as follows: "that the amount which any express company actually pays to any railroad or steamboat companies within this State for the transportation of their freight within this State may be deducted from the gross receipts of such company as above ascertained; and provided further, that said amount paid to the various road or steamboat companies for transportation shall be itemized, showing the amount paid to each railroad or steamboat company; and provided further." Also by striking out the word "one," in line 24, and restoring the word "two" in place thereof, as in the printed bill.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 8, a bill for an act to revise, amend and codify the statutes in relation to the revenue, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the accompanying bill be substituted therefor, and that when so substituted that the same do pass.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Early from the Insurance Committee, submitted the following report.

MR. SPEAKER—Your Committee on Insurance, to whom was referred chapters 4, 5, 6, 7 and 8 of title 9, of the proposed revision of the Iowa Code, respectfully report that they have had the same under consideration, and have instructed me to report the same back to the House with a recommendation that the following amendments be made:

Chapter 4, page 325, section 38, line 3; strike out the words "any agent of such company in this State," and insert in lieu thereof the words "such auditor."

In line 5 of same section strike out the word "agent" and insert the word "auditor."

Page 327, at the end of section 44, insert the following: "and no policy or contract for insurance shall be suspended or cancelled if a judgment be rendered or a claim be maintained for a greater amount than that of the customary short rates earned at the date of such suspension or cancellation."

Section 46, same page, line 8, strike out the words "to revive such policy or contract of insurance or," and insert the words "costs of action, if any, and."

That chapter 5 be stricken out and the following be inserted in lieu thereof:

#### CHAPTER V.

#### Of Mutual, Fire, Tornado and Hail Storm Assessment Insurance Associations.

SECTION 1. Any number of persons may, without regard to the provisions of the preceding chapter, enter into contracts to and with each other for their insurance from loss or damage by fire, tornadoes, lightning, hailstorms, cyclones, or windstorms, but such associations of persons shall in no case insure any property not owned by one of their own number, except such school or church property within the territory in which they do business as may be approved, and the reinsurance of risks of similar associations.

SEC. 2. No association organized under this chapter shall issue policies until applications for insurance to the amount of \$100,000 have been made and their articles of incorporation and form of policy submitted to the Auditor of State, and a certificate of approval received from him.

SEC. 3. Each association organized under the provisions of this chapter shall annually, in January, report to the Auditor of State the following facts:

1. Name and objects of company.
2. Place of doing business.
3. Name of president and secretary.
4. Address of president and secretary.
5. Date of commencing business.
6. Amount of risks in force at beginning of year.
7. Amount of risks written during year.
8. Amount of risks expired and canceled during the year.
9. Amount of risks in force at the end of the year.

10. Amount of losses paid during the year.
11. Amount received by agents for services during the year.
12. Amount received by officers and employes during the year.
13. Amount of other expenses.
14. Total expenses during the year.
15. Amount of losses adjusted but not yet paid.
16. Number or amount of losses resisted or in litigation.
17. Cost per thousand during the year.
18. Cost per thousand for the past five years.

SEC. 4. The report referred to in the preceding section shall be tabulated by the auditor, the companies doing an exclusive tornado or an exclusive hail storm business being separately classified, and published by him in his annual report on insurance, one copy of which shall be sent by him to each such company.

SEC. 5. Such associations shall pay the same fees for annual reports as are required to be paid by companies organized under the preceding chapter.

SEC. 6. Such associations may collect policy and survey fees and such assessments as may be provided for in their articles of incorporation and by-laws and provide for such expenses and losses as may be necessary in the conduct of their business.

SEC. 7. The Auditor of State may address inquiries to any association in relation to its doings and condition, and any company so addressed shall promptly reply in writing thereto, and if it should appear to his satisfaction after due examination, that the affairs of any such company are in an unsound condition, or that it is doing an unauthorized business, he shall revoke its certificate.

SEC. 8. The secretary and treasurer of any insurance company or association organized under this chapter shall before being authorized to do business in this State, file with the Auditor of State a bond in such sum as the Auditor shall determine to be double the amount of money which will probably be in the hands of such officers at any one time during the year. Such bond shall run to the State as security for the faithful and honorable performance of the duties of the secretary and treasurer in handling the funds of such company or association, and with sureties to be approved by the Auditor of State. Said Auditor may at any time require additional sureties whenever in his judgment the same is needed, and if the same is not furnished within thirty days after notice to such company or association that the same is required the authority to do business in this State shall be revoked. Provided, that this bond requirement shall not be construed to apply to or affect farm mutual insurance companies or associations so called, organized under this chapter for the mutual insurance of the members against loss or damage upon their private farm property only, when confined to the territory of one county or contiguous counties thereto.

Chapters 6 and 7, beginning on page 334 and ending on page 343, are reported back without recommendation for want of time to consider the same.

Chapter 8, page 345, section 10, line 4, strike out all of line 4 after the word "kind" and all of line 5.

Line 6, same section, strike out the words "and that it" after the word "state."

Line 7, after the word "on" insert the words "it or."

Line 10, same section, strike out the words "its agent or."

Line 13, same section, after the words "duty to" insert the words "endorse on the same the date of such service and to."

At the end of said section, on page 346, insert the words "the auditor to retain copies thereof as a part of the records of his office."

Section 15, page 346, line 7, strike out all of the section after the word "assured."

Page 347, line 4, after the words "if any" insert the words "with interest," and same in line 7.

Page 347, section 18, line 4, strike out the words "were known" at the end of the line and all of line 5.

Line 8, same section, strike out the words "reputable life insurance companies and associations" and insert the words "such life insurance company or association."

Page 347, section 19, strike out all of the section up to and including the word "authority" in line 6. Also strike out the word "thereafter" at the end of said line.

Page 348, section 19, line 15, strike out the word "such," and when so amended that the same do pass.

CHAS. L. EARLY,  
*Chairman.*

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 416, a bill for an act making appropriation for the purchase of apparatus necessary to enable the State Superintendent of Weights and Measures to comply with the law to county and town standards, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 504, a bill for an act to provide for the payment of the mileage and expenses of the committee appointed by the joint committee of Appropriation and Penitentiary and Pardon Committee of the Senate and House of Representatives to visit the penitentiary at Fort Madison, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 434, a bill for an act for the care and control of abandoned children and for rescuing them from homes of vice, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows: Strike out the last six lines of section five.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Cornwall offered the following resolution and moved its adoption:

*Resolved*, That the Appropriation Committee be authorized to call up the appropriation bills at any time out of their order for consideration.

Adopted.

Mr. Watters, from Committee on Roads and Highways, granted leave to withdraw Senate file No. 133.

On motion of Mr. Nietert, Senate file No. 424, a bill for an act legalizing the ordinances of the city of Marion, Iowa, adopted and published as revised ordinances in 1895, was taken up and considered.

Mr. Nietert moved to amend by inserting in the publication clause the words "and Iowa State Register, a newspaper published in Des Moines, Iowa," after the words "Marion, Iowa."

Adopted.

Mr. Nietert moved that the rule be suspended, and that the bill be considered read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brant, Chapman, Cornwall, Doubleday, Dowell, Hendershot, Hinkhouse, Hunt, Jackson, Lambert, Lauder, McDonald, McQuin, Merriam, Miller of Cherokee, Morrison of Keokuk, Porter, Reed, Scott, Smith, St. John, Temple, Van Houten, Weaver, Wheeler, Wilson—32.

So the bill passed and the title was agreed to.

On motion of Mr. Garner House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rose Hill, county of Mahaska, Iowa, was taken up and considered.

Mr. Garner moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Clark, Cook, Cornwall, Crow, Davis, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Putnam, Ray, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Wells, Whelan, Whitier, Williams, Wood, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brant, Chapman, Classen, Doubleday, Dowell, Hendershot, Hinkhouse, Hunt, Jackson, Lambert, Lauder, Lavender, McDonald, McQuin, Manahan, Merrell, Merriam, Miller of Cherokee, Morrison of Keokuk, Porter, Reed, Scott, Smith, St. John, Temple, Van Houten, Weaver, Wheeler, Wilson—32.

So the bill passed and the title was agreed to.

House file No. 395, a bill for an act entitled an act to amend chapter 69 of the acts of the Twenty-second General Assembly, relating to the management of the criminal insane, by adding section 11 thereto, providing a steward for the department for

the criminal insane at the penitentiary at Anamosa, and fixing the amount of his compensation, with the report of the committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 236, a bill for an act amending section 22, chapter 62, acts of the Twenty-fifth General Assembly, relative to transportation of intoxicating liquors, with the report of the committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 460, a bill for an act to amend section 7, chapter 66 of the acts of the Twenty-first General Assembly, relating to nuisances and the abatement thereof, with the report of the committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. —, a bill for an act appropriating money for the State Historical Society, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 337, a bill for an act to amend paragraph 1 of section 17 of chapter 62, acts of the Twenty-fifth General Assembly of Iowa, to tax the traffic in intoxicating liquors, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 453, a bill for an act authorizing the employment of persons in the penitentiaries on work for the improvement of streets and highways, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 466, a bill for an act authorizing the Auditor of State to settle and adjust revenue and other State accounts with the several county officers, and providing means to pay the expenses thereof, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 197, a bill for an act to amend section 3173 of the Code in reference to amount involved in cases of appeal to supreme court, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 487, a bill for an act giving cities having a population of five thousand or more, additional powers, with report of committee recommending it be indefinitely postponed, was taken up, considered and the report of the committee was adopted.

Joint resolution No. 14, proposing an amendment to the constitution in relation to the method of voting, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 407, a bill for an act to punish lessees in certain cases, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 28, a bill for an act to amend section 4026 of the Code of Iowa, relating to testimony in prosecutions for gambling, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Funk, Senate file No. 297, a bill for an act to amend section 4091 of the Code of Iowa, relating to nuisances, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Funk moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Byington, Clark, Cook, Cornwall, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brant, Brinton, Chapman, Classen, Crow, Doubleday, Frazee, Garner, Haugen, Hender-shot, Hinkhouse, Hunt, Jackson, Lambert, Lauder, McDonald, McQuin, Manahan, Merriam, Miller of Cherokee, Morrison of Keokuk, Scott, Smith, Temple, Wheeler, Wilson—30.

So the bill passed and the title was agreed to.

The Speaker signed in the presence of the House, Senate files Nos. 37, 322, 24, 144, 163, 204, 272, 330, 441, 403, 384, 376, 373, 5.

House file No. 357, a bill for an act appropriating money to pay the expenses of the Iowa Shiloh Battlefield Commission appointed by the Governor of the State to locate and mark the positions held by the Iowa regiments at the battle of Shiloh, incurred in the discharge of their duties as such, and to reimburse them for moneys expended in performing said duties, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 380, a bill for an act to repeal chapter 58 of the acts of the Twenty-first General Assembly and all acts amendatory thereto, and provide a substitute therefor, with report of committee recommending passage, was taken up, considered, and on motion of Mr. Bell, was indefinitely postponed.

House file No. 442, a bill for an act to reimburse the members of the Second and Third Iowa Infantry for "gray" uniforms purchased during the war, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Cornwall, House file No. 12, a bill for an act amending section 4241 of the Code of Iowa, relative to taking evidence on preliminary examination, with report of committee recommending passage, was taken up, considered, and indefinitely postponed.

House file No. 62, a bill for an act regulating insurance, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Van Houten, House file No. 502, a bill for an act to repeal sections 1, 2, and 3, chapter 51, of the acts of the Twenty-fourth General Assembly, in relation to the name of, object of, and persons eligible to the Industrial Home for the Blind at Knoxville, Iowa, and to provide a substitute

therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Van Houten moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bowen, Brady, Brighton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hazen, Hendershot, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McNulty, Marti; Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—72.

The nays were:

None.

Absent or not voting.

Messrs. Allen, Bailey, Baker, Bird, Brant, Brinton, Chapman, Cornwall, Dowell, Early, Garner, Grote, Hauger, Hinkhouse, Hunt, Jackson, Lambert, McCachran, McArthur, McDowald, McDowell, McQuin, Manahan, Merriam, Smith, St. John, Weaver, Wheeler—28.

So the bill passed and the title was agreed to.

Mr. Edwards called up his motion to reconsider the vote on House file No. 234, and the motion to reconsider was carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Byington, Clark, Classen, Cook, Crow, Doubleday, Dowell, Early, Edwards, Frink, Gurley, Hendershot, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Loomis, McCachran, McNulty, Marti, Martin, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Potter, Putnam, Ray, Reed, Scott, Van Houten, Voelker, Watters, Wells, Whelan, Williams, Wilson, Mr. Speaker—42.

The nays were:

Messrs. Baker, Bell, Brady, Cornwall, Davis, Finch, Frazee, Funk, Good, Griswold, Haugen, Hauger, Hazen, Lauder, Lavender, Lowry, Mayne, Merrell, Nietert, Parker, Porter, Power, Prentis, Sullivan, Temple, Thompson, Tibbitts, Whittier—28.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Bowen, Brant, Brighton, Brinton, Chapman, Evans, Garner, Grote, Hinkhouse, Hunt, Jackson, Lambert, McArthur, McDonald, McDowell, McQuin, Manahan, Merriam, Miller of Cherokee, Perrott, Smith, Spaulding, St. John, Weaver, Wheeler, Wood—30.

So the bill having failed to receive a constitutional majority was declared lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the Senate was asked, relative to reports of Geological Survey.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the Senate was asked, relative to Tennessee Centennial exposition at Nashville.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 356, a bill for an act amending section 2416 of the Code, relative to the statutory denial of claims filed against estates of decedents.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has returned the following bill, in which the concurrence of the House was asked:

Senate file No. 431 as a substitute for House concurrent resolution relative to purchase of materials, articles and supplies for State institutions.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Crow, Senate file No. 235, a bill for an act to punish the crime of unlawfully breaking and entering a railroad or express car, with the report of the committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Crow moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bowen, Brady, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Finch, Frink, Funk, Good, Hendershot, Hinman, Johnston of Franklin, Klemme, Ladd, Lauder, McAchran, McNulty, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Parker, Perrott, Potter, Power, Prentis, Putnam, Scott, Temple, Thompson, Tibbitts, Van Houten, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—18.

The nays were:

Messrs. Brighton, Edwards, Evans, Griswold, Hauger, Jay, Loomis, Marti, Mullin, Porter, Ray, Reed, Spaulding, Voelker, Wells—15.

Absent or not voting:

Messrs. Allen, Bailey, Baker, Bird, Brant, Byington, Chapman, Dowell, Frazee, Garner, Grote, Haugen, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Johnson of Webster, Lambert, Lavender, Lowry, McArthur, McDonald, McDowell, McQuin, Manahan, Martin, Merriam, Miller of Cherokee, Nolan, Smith, St. John, Sullivan, Weaver, Wood—35.

So the bill failed to receive a constitutional majority and was declared lost.

On motion of Mr. Brady, a memorial to the Senators and Representatives from Iowa, by Mr. Brady (by request), in regard to relief and indemnity of certain citizens of the State of Iowa, was taken up and considered.

Mr. Brady moved that the rule be suspended, and that the memorial be read a third time now, which motion prevailed and the memorial was read a third time.

On the question, "Shall the memorial be adopted?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jay, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Mor-



rison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brant, Chapman, Crow, Garner, Hinkhouse, Hunt, Jackson, Johnson of Webster, Johnston of Franklin, Lambert, Lavender, McArthur, McDonald, McQuin, Manahan, Merriam, Miller of Cherokee, Smith, St. John, Tibbitts, Weaver, Wheeler, Wood—27.

So the memorial was adopted.

House file No. 323, a bill for an act to increase the number of judges in the Fourth judicial district of Iowa, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 47, a bill for an act to provide for compensation for volunteer fire companies, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 432, a bill for an act making all section lines public highways, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 291, a bill for an act to repeal section 420 of the Code of 1878, and enacting the following in lieu thereof, governing the expenses of local boards of health and the tax therefor, with the report of the committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate file No. 18, a bill for an act changing the number of directors from six to five in certain independent school districts, with the report of the committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 482, a bill for an act to provide for an exhibit of the resources of the State of Iowa at the trans-Mississippi and international exposition to be held at Omaha in the year 1898, with the report of the committee recommending it be

indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 364, a bill for an act to amend section 1584 of the Code of Iowa of 1873, relating to state appropriation for normal institutes, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House file No. 368, a bill for an act to authorize the use of the voting and vote counting machine, known as the American votograph, in elections of this State, prescribing the manner of its use, and to provide for an official test of the same, with report of committee recommending passage, was taken up, considered, and on motion of Mr. Williams was indefinitely postponed.

House file No. 192, a bill for an act relating to insurance combines and providing a remedy for the assured, with report of committee without recommendation, was taken up, considered, and on motion of Mr. Finch was indefinitely postponed.

House file No. 433, a bill for an act to amend chapter 62, of the acts of the Twenty-fifth General Assembly, relating to taxing the traffic in intoxicating liquors, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

On motion of Mr. Tibbitts the House adjourned until 2 P. M.

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### AFTERNOON SESSION.

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House met at 2 o'clock P. M., Speaker Byers in the Chair.

The following motion to reconsider, was filed:

MR. SPEAKER—I move to reconsider the vote on Senate file No. 235, by which the same was lost.

GEO. T. BAKER.

Seconded by Mr. Porter.

### SENATE MESSAGES.

Senate file No. 356, read first and second time and referred to Committee on Judiciary.

Senate file No. 148, read first and second time and referred to Committee on Claims and Appropriations.

Senate file No. 397, read first and second time and referred to Committee on Appropriations.

Senate file No. 400, read first and second time and referred to Committee on Judiciary.

Senate file No. 447, a bill for an act to extend the time of the incorporation of Oak Hill cemetery association of Florence township, Benton county, Iowa, and to legalize all of its acts and proceedings in the election of its officers, the selling and conveying of lots, was read first and second time and referred to Committee on Judiciary.

Senate file No. 431, read first and second time and referred to Committee on Ways and Means.

Mr. Hinman called up House file No. 486, with Senate amendments, and moved that the house concur.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brady, Brant, Brighton, Brinton, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Grote, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Manahan, Marti, Martin, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Byington, Chapman, Cook, Frazee, Garner, Griswold, Gurley, Haugen, Hinkhouse, Hunt, Lambert, Lavender, McDonald, McQuin, Mayne, Merriam, Miller of Cherokee, Miller of Warren, St. John, Van Houten, Wheeler—25.

So the House concurred.

Mr. Morrison of Keokuk called up House file No. 146, with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Bell, Bowen, Brant, Brighton, Byington, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Garner, Good, Grote, Hauger,

Hazen, Hendershot, Hinman, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Baker, Bird, Brady, Brinton, Chapman, Cook, Frazee, Funk, Griswold, Gurley, Haugen, Hinkhouse, Hunt, Jay, Lambert, Lavender, McDonald, McQuin, Miller of Cherokee, St. John, Sullivan, Van Houten, Wheeler—25.

So the House concurred.

Mr. Baker called up his motion to reconsider Senate file No. 235.

Motion to reconsider carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brinton, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Finch, Frink, Funk, Garner, Griswold, Grote, Hazen, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, McAchran, McNulty, Manahan, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Parker, Perrott, Potter, Putnam, Ray, Scott, Smith, Temple, Thompson, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—53.

The nays were:

Messrs. Brant, Brighton, Byington, Classen, Edwards, Evans, Frazee, Good, Gurley, Hauger, Hendershot, Hinman, Jay, Loomis, Lowry, McArthur, McDowell, Merriam, Mullin, Nolan, Porter, Prentis, Reed, Voelker—25.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brady, Chapman, Haugen, Hinkhouse, Hunt, Lambert, Lavender, McDonald, McQuin, Martin, Miller of Cherokee, Morrison of Grundy, Power, Spaulding, Sullivan, St. John, Tibbitts, Weaver, Wheeler, Wood—22.

So the bill passed and the title was agreed to.

On motion of Mr. McArthur, Senate file No. 395, a bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McArthur moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bowen, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Thompson, Voelker, Weaver, Whelan, Whitter, Williams, Wilson, Wood. Mr. Speaker—72.

The nays were:

Messrs. Manahan, Porter, Spaulding—3.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brady, Chapman, Frazee, Hendershot, Hunkhouse, Johnson of Webster, Klemme, Lambert, McDonald, McDowell, McQuin, Miller of Cherokee, Miller of Warren, Scott, St. John, Temple, Tibbitts, Van Houten, Watters, Wells, Wheeler—25.

So the bill passed and the title was agreed to.

On motion of Mr. Morrison of Grundy, House file No. 480, a bill for an act to repeal sections 1 and 2, chapter 20, acts of the Twenty-fourth General Assembly, and enact a substitute therefor, changing the term of office of sub-directors from three years to one year, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Ray called to the Chair at 2:45.

Speaker resumed the Chair at 3:00.

Mr. Morrison of Grundy moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Garner moved the previous question.

Carried.

Motion of Mr. Morrison carried, and Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bowen, Brant, Brighton, Brinton, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Grote, Gurley, Haugen, Hazen, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, McDowell, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Scott, Spaulding, Sullivan, Tibbitts, Van Houten, Voelker, Watters, Wells, Whittier, Williams, Wilson, Wood—64.

The nays were:

Messrs. Bell, Byington, Cornwall, Griswold, Hendershot, Jackson, Lauder, Lowry, McAchran, McNulty, Marti, Miller of Cherokee, Porter, Reed, Smith, Temple, Whelan, Mr. Speaker—16.

Absent or not voting:

Messrs. Allen, Bailey, Bird, Brady, Chapman, Classen, Funk, Hauger, Hinkhouse, Hinman, Hunt, Lambert, McArthur, McDonald, McQuin, St. John, Thompson, Weaver, Wheeler—20.

So the bill passed and the title was agreed to.

Mr. Morrison of Grundy moved to reconsider the vote just taken.

Mr. Morrison of Grundy moved to lay this motion on the table.

Lost.

Motion to reconsider lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 509, a bill for an act to provide for the allowance and payment of \$275 to the widow of the late F. McClelland.

W. E. BULLARD.  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 83, a bill for an act to amend section 3, chapter 161, acts of the Twenty-first General Assembly, as amended by section 12, chapter 48 of the acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate files Nos. 332 and 326 and House file No. 118, a bill for an act repealing 3106 of the Code of 1873, relative to the redemption of real estate from sales on execution and enacting a substitute therefor.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Wilson, House file No. 258, a bill for an act in relation to the jurisdiction of suits against insurance companies doing business in Iowa, and against limiting the time in which suits may be brought against insurance companies doing business in the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Power moved to strike out the word "shall" in line 2 and including the word "nor" in line 3.

Lost.

Mr. Wilson moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bowen, Brady, Brant, Brighton, Byington, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McArthur, McDowell, McNulty, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Mullin, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson,

Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—77.

The nays were:

Messrs. Brinton, Martin, Nietert, Power, Temple—5.

Absent or not voting:

Messrs. Bailey, Bird, Chapman, Davis, Garner, Hinkhouse, Hunt, Lambert, Lowry, McDonald, McQuin, Merriam, Miller of Cherokee, Morrison of Grundy, Nolan, St. John, Wheeler—18.

So the bill passed and the title was agreed to.

On motion of Mr. Morrison of Keokuk, House file No. 276, a bill for an act to amend chapter 185, acts of the Twentieth General Assembly, regulating the sale of petroleum and its products, with report of committee recommending passage with amendments, was taken up, considered, and the amendments of the committee adopted.

Mr. Morrison of Keokuk moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Linder, Loomis, McAchran, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

Messrs. Brant, Brinton, Merriam, Nietert—4.

Absent or not voting:

Messrs. Bailey, Bird, Davis, Hinkhouse, Hinman, Hunt, Lambert, Lowry, McArthur, McDonald, McQuin, Manahan, Miller of Cherokee, Putnam, St. John, Sullivan, Voelker, Weaver, Wheeler—20.

So the bill passed and the title was agreed to.



## REPORT OF COMMITTEE.

Mr. Watters, from Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate file No. 133, a bill for an act to repeal section 963 of the Code of 1873, relating to costs on appeal in establishing highways, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. B. WATTERS,  
*Chairman.*

Ordered passed on file.

On motion of Mr. Lavender, the House adjourned until 9 A. M. tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Tuesday, April 7, 1896. }

The House met at 9 A. M. with Speaker Byers in the Chair.  
Prayer was offered by Mrs. D. A. Wickizer, of Des Moines,  
Iowa.

#### PETITIONS AND MEMORIALS.

Mr. Perrott presented petition of citizens of Dallas county  
against the passage of any bill abolishing the present sub-  
district and rural independent district.

Referred to Committee on Schools and Text-books.

#### INTRODUCTION OF BILLS.

By Mr. Baker, House file No. 510, a bill for an act to repeal  
section 4, chapter 151, acts of the Twentieth General Assembly,  
relating to the levy of taxes for park purposes.

Read first and second time and referred to Committee on  
Municipal Corporations.

By Mr. Morrison of Keokuk, House file No. 511, a bill for an  
act to amend the statutes relating to public highways.

Read first and second time and referred to Committee on  
Roads and Highways.

Mr. Funk moved that the substitute for House file No. 8,  
the committee bill relative to the revenue, be made a special  
order for 10:30 to-morrow.

Mr. Early moved to amend by making it 10:30 A. M. Thurs-  
day.

Mr. Merriam moved to amend the amendment by making it  
a special order immediately following the special order set for  
2 P. M. to-day.

On a division the amendment was adopted by a vote of 47  
for and 35 against.

The motion of Mr. Funk as amended was carried.

## REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 287, a bill for an act making an appropriation for Hospital for the Insane at Clarinda, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report a substitute back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 187, a bill for an act to make appropriation for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 163, a bill for an act making an appropriation for Benedict Home, at Des Moines, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report a substitute back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 314, a bill for an act making appropriations for the Iowa School for the Deaf at Council Bluffs, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 195, a bill for an act entitled an act making appropriations for Iowa Industrial School for boys at Eldora, Iowa, beg leave to report that they have had the same under consideration and have

instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 503, a bill for an act to provide additional support for Iowa National Guard, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 402, a bill for an act making appropriation for the Industrial Home for the Blind at Knoxville, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 75, a bill for an act making appropriation for the State Agricultural College, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 308, a bill for an act to provide for the representation of the State at the Tennessee centennial celebration and international exposition at Nashville, Tenn., in 1896, and from May 1, 1897, to October 30, 1897, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 257, a bill for an act to aid in bringing the reports of the Iowa supreme court decisions up to date, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 27, a bill for an act to pay the widow of Hon. L. O. Hatch, deceased, the salary for his unexpired term as judge, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 256, a bill for an act to provide for the remainder of salary due N. B. Raymond as reporter of the supreme court for the year ending January 7, 1895, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 302, a bill for an act to make an appropriation for the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. Wood,  
*Chairman.*

Substitute was read first and second time and passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 238, a bill for an act making appropriations for the penitentiary at Anamosa, Iowa, beg leave to report that they have had the

same under consideration and have instructed me to report a substitute to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and passed on file.  
Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 239, a bill for an act making appropriations for Hospital for Insane at Mt. Pleasant, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report a substitute to the House, with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Substitute read first and second time and passed on file.  
Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 396, a bill for an act to appropriate money to pay the claims of individuals and counties in Iowa for making the exhibition of Iowa at the World's Cotton Exhibition in New Orleans, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Spaulding, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House file No. 507, a bill for an act defining the number of officers and employes of the general assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. C. SPAULDING,  
*Chairman.*

Ordered passed on file.

Mr. Morrison of Grundy called up his motion to reconsider the vote on House file No. 445.

Motion to reconsider carried.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Brant, Brighton, Byington, Chapman, Crow, Davis, Dowell, Early, Evans, Finch, Frazee, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis,

Lowry, McArthur, McDonald, McNulty, Manahan, Marti, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Nietert, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Spaulding, St. John, Sullivan, Temple, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Wilson—65.

The nays were:

Messrs. Bell, Bowen, Clark, Cook, Doubleday, Edwards, Huntley, Jay, McAchran, McDowell, Martin, Mayne, Miller of Cherokee, Miller of Warren, Mullin, Nolan, Reed, Scott, Smith, Thompson, Tibbitts, Whittier, Wood, Mr. Speaker—25.

Absent or not voting:

Messrs. Bird, Brady, Brinton, Classen, Cornwall, Frink, Grote, Hinkhouse, Hinman, Jackson, McQuin—11.

So the bill passed and the title was agreed to.

On motion of Mr. Temple,<sup>6</sup> House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and his official rights and duties, with report of committee recommending passage with amendments, was taken up, considered, and the report of the committee adopted.

Mr. Temple moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Lauder moved the previous question.

Carried.

The motion of Mr. Temple was carried and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Frink, Funk, Garner, Good, Griswold, Haugen, Hendershot, Hinkhouse, Hinman, Hunt, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McNulty, Manahan, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Scott, Smith, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—68.

The nays were:

Messrs. Dowell, Early, Gurley, Hauger, Jackson, Johnson of Webster, Klemme, Lambert, McArthur, McDonald, McDowell,

Merrell, Morrison of Keokuk, Mullin, Ray, Spaulding, Weaver  
—17.

Absent or not voting:

Messrs. Bird, Brighton, Clark, Evans, Finch, Frazee, Grote,  
Hazen, Huntley, Jay, McQuin, Martin, Reed, Tibbitts, Wood  
—15.

So the bill passed and the title was agreed to.

#### REPORTS OF COMMITTEES.]

Mr. Cornwall, from the Committee on Judiciary, submitted  
the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
Senate file No. 400, a bill for an act to legalize the ordinances and resolu-  
tions passed and elections held to bond the city of Pella, Marion county,  
Iowa, to erect water works within said city, and to legalize the occupancy  
of block 36, known as "West Market Square," beg leave to report that  
they have had the same under consideration and have instructed me to  
report the same back to the House with the recommendation that the  
same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file No. 505, a bill for an act to amend section 3073 of the Code,  
enlarging the amount of exempt property to mechanics, beg leave to  
report that they have had the same under consideration, and have  
instructed me to report the same back to the House with the recommenda-  
tion that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
Senate file No. 447, a bill for an act to extend the time for the incorpora-  
tion of Oak Hill Cemetery association of Florence township, Benton  
county, Iowa, and to legalize all its acts and proceedings in the election of  
its officers, the selling and conveying of lots, beg leave to report that they  
have had the same under consideration and have instructed me to  
report the same back to the House with the recommendation that the  
same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred  
House file No. 439, a bill for an act relating to the assignment and release



of judgments, mortgages and trust deeds by administrators, executors and guardians appointed in other states and countries, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 356, a bill for an act amending section 2410 of the Code, relative to the statutory denial of claims filed against the estates of decedents, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

On motion of Mr. Haugen, Senate file No. 170, as amended, a bill for an act regulating fees for the incorporation and the increase in capital stock of companies and corporations in the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Haugen moved to amend as follows:

After the word "associations," in line 5, section 11, insert the words "corporations and organizations for the manufacture of butter, cheese or other products, and workmen's co-operative associations, and farmers' mutual insurance companies."

Adopted.

Mr. McNulty moved to insert the words "for a single incorporation" after the words "three hundred and fifty," in the last line of section 1.

Adopted.

Mr. Finch moved to insert the words "or doing business" after the word "organized" in line 1, also words "or doing business therein" after the word "state" in line 2, section 2.

Adopted.

Mr. Haugen moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Edwards, Evans, Finch,

Frink, Funk, Garner, Griswold, Grote, Gurley, Haugen, Harger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Walters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

Mr. Klemme voted in the negative.

Absent or not voting:

Messrs. Bird, Doubleday, Frazee, Good, McQuin, Marti, Potter, Thompson, Weaver—9.

So the bill passed and the title was agreed to.

On motion of Mr. Lavender, House file No. 454 was indefinitely postponed.

On motion of Mr. Lauder, the substitute for House files Nos. 30, 82 and 106, by the Committee on the Suppression of Intemperance, with report of committee recommending passage, and with minority report recommending indefinite postponement, was taken up and considered.

Mr. Lauder moved the previous question.

Messrs. Funk and Bell demanded the yeas and nays on this motion, which resulted as follows:

On the question, "Shall the main question be put?" the yeas were:

Messrs. Allen, Baker, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cornwall, Crow, Dowell, Early, Evans, Frazee, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Ladd, Lambert, Lauder, Lowry, McAchran, McDonald, McDowell, McNulty, Manahan, Marti, Mayne, Merrell, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Potter, Power, Putnam, Reed, Sullivan, Tibbitts, Voelker, Weaver, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—56.

The nays were:

Messrs. Bailey, Bell, Chapman, Cook, Davis, Doubleday, Finch, Frink, Funk, Griswold, Hauger, Hinman, Huntley, Johnson of Webster, Lavender, Loomis, McAchran, Martin,

Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Perrott, Prentis, Ray, Scott, Smith, Spaulding, Temple, Van Houten, Watters, Wells, Williams, Wood—35.

Absent or not voting:

Messrs. Bird, Edwards, Garner, Johnston of Franklin, Klemme, McQuin, Porter, St. John, Thompson—9.

So the motion prevailed.

On the question of adopting the minority report, the “yeas” and “nays” were demanded, which resulted as follows:

On the question, “Shall the minority report be adopted?” the yeas were:

Messrs. Allen, Baily, Bell, Bird, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Evans, Finch, Frink, Funk, Griswold, Haugen, Hauger, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lavender, Loomis, McCachran, McDonald, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Parker, Perrott, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Van Houten, Watters, Wells, Williams, Wood—51.

The nays were:

Messrs. Baker, Bowen, Brady, Brant, Byington, Chapman, Doubleday, Dowell, Edwards, Frazee, Garner, Good, Grote, Gurley, Hszen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Klemme, Lambert, Lauder, Lowry, McArthur, McDowell, McNulty, McQuin, Manahan, Marti, Merrell, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Potter, Power, Putnam, Sullivan, Tibbitts, Voelker, Weaver, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—47.

Absent or not voting:

Messrs. Early and Porter—2.

So the minority report was adopted, and the bill was indefinitely postponed.

Mr. Huntley called up his motion to reconsider the vote whereby House file No. 198 was lost.

Motion to reconsider lost.

On motion of Mr. Early, House file No. 218, a bill for an act to amend section 18, chapter 26, acts of the Twenty-fifth General Assembly of the State of Iowa, entitled “an act to tax the traffic in intoxicating liquors and to regulate and control the same,” with the report of the committee recommending indefinite postponement, with minority report recommending passage, was taken up and considered.

Mr. Early moved that the minority report be adopted.

Mr. Haugen moved the previous question which was carried by a vote of 43 to 38.

Mr. Haugen moved to reconsider the vote just taken.

Mr. McNulty moved to lay this vote on the table.

The motion was lost by a vote of 35 to 43.

The motion to reconsider was carried, and the motion of Mr. Haugen, ordering the previous question also prevailed by a vote of 46 for to 40 against.

On the motion of Mr. Early to adopt the minority report Messrs. Early and Mayne demanded the yeas and nays, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Brant, Byington, Early, Frazee, Grose, Gurley, Hazen, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lauder, Lowry, McDowell, McQuin, Manahan, Marti, Merrell, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Porter, Power, Sullivan, Voelker, Wheeler, Wilson—30.

The nays were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Griswold, Haugen, Hauger, Hendershot, Hixman, Huntley, Johnson of Webster, Johnston of Franklin, Ladd, Lavender, Loomis, McAchran, McDonald, Maritz, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Parker, Perrott, Potter, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Van Houten, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—64.

Absent or not voting:

Messrs. Good, Klemme, McArthur, McNulty, Thompson, Tibbitts—6.

So the motion was lost and the bill was indefinitely postponed.

On motion of Mr. Finch, substitute for House file No. 263, a bill for an act to change the compensation of the supreme court reporter, and to facilitate the work of his office, with report of Committee on Appropriation recommending indefinite postponement, was taken up and considered.

Mr. Finch moved that report of committee be not concurred in.

Mr. Gurley moved, as a substitute, that report of committee be adopted.

Carried.

On motion of Mr. Doubleday, the House adjourned till 2 P. M.

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### AFTERNOON SESSION.

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House called to order by Speaker Byers.

Mr. Good desired that the Journal show that had he been present this morning he would have voted "no" on House file No. 213.

### INTRODUCTION OF BILLS.

By Mr. Reed, House file No. 512, a bill for an act to legalize the election at Ames, Iowa, of city officers and the issuance of bonds for sundry purposes, was read first and second time and referred to Committee on Judiciary.

### REPORT OF COMMITTEE.

Mr. McQuin, from the Committee on Representative Districts, submitted the following report:

MR. SPEAKER—Your committee on Representative Districts, to whom was referred House file No. 496, a bill for an act to apportion the state into representative districts, and declare the ratio of representation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with a substitute therefor, and recommend that the substitute do pass.

B. M. McQUIN,  
*Chairman.*

Substitute was read first and second time and passed on file.

On motion of Mr. McQuin, 200 copies of the substitute were ordered printed.

Mr. McArthur moved to reconsider the vote whereby the revenue bill was made a special order for this afternoon.

On this question the yeas and nays were demanded, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Bird, Bowen, Brighton, Brinton, Byington, Classen, Cook, Crow, Early, Evans, Finch, Frazee, Garner, Good,

Griswold, Haugen, Hauger, Hazen, Hinman, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lavender, Loomis, McCachran, McArthur, Manahan, Marti, Merrell, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Power, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Wells, Whelan, Whittier, Williams—54.

The nays were:

Messrs. Allen, Bailey, Bell, Brant, Chapman, Clark, Cornwall, Doubleday, Dowell, Edwards, Frink, Funk, Gurley, Hinkhouse, Huntley, Johnston of Franklin, Lauder, Lowry, McDonald, McDowell, McNulty, McQuin, Martin, Mayne, Miller of Cherokee, Nietert, Parker, Porter, Potter, Smith, Van Houten, Wood, Mr. Speaker—33.

Absent or not voting:

Messrs. Baker, Brady, Davis, Grote, Hendershot, Lambert, Merriam, Miller of Warren, Prentis, Putnam, Weaver, Wheeler, Wilson—13.

So the motion prevailed.

Mr. Funk was granted leave to withdraw his motion to make the bill a special order for this afternoon.

On motion of Mr. Haugen, Senate file No. 385, a bill for an act imposing a collateral inheritance tax, and providing for the collection of the same, which was set for a special order for 2 P. M., with report of committee recommending passage, was taken up and the report of the committee adopted.

Mr. Haugen moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brant, Brighton, Chapman, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Edwards, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Huntley, Johnson of Webster, Ladd, Lambert, Lauder, Lavender, Loomis, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Wood, Mr. Speaker—72.

The nays were:

Messrs. Brinton, Clark, Doubleday, Evans, Finch, Hinman, Hunt, Jackson, Klemme, Lowry, McAchran, McDowell, Manahan, Parker, Perrott, Spaulding, Tibbitts, Williams, Wilson—19.

Absent or not voting:

Messrs. Brady, Frazee, Garner, Grote, Hendershot, Jay, Johnston of Franklin, Sullivan, Wheeler—9.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—The words "sixty days," in line 10 of section 4 and line 6, and in line 16 in section 5, make the bill equal to confiscation, or nearly so, in many instances  
O. E. DOUBLEDAY.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 447, a bill for an act to repeal section 1 of chapter 31, acts of the Twenty-second General Assembly, relating to changing names of railway stations, and enacting a substitute therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

A substitute for Senate file No. 393, a bill for an act to repeal chapter 70, acts of the Twenty-fifth General Assembly, and Chapter 10, title 3 of the Code, and to provide for the selection and drawing of jurors, and providing punishment for violations thereof.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 205, a bill for an act to prevent insolvent insurance companies from doing business in this state, and providing penalties therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House file No. 311, a bill for an act to amend section 2276 of the Code as amended by chapter 70, acts of the Twenty-second General Assembly, authorizing guardians of insane persons to mortgage the real estate of their wards.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

The substitute for Senate file No. 17, and House file No. 108, a bill for an act to repeal sections 1 and 2 of chapter 85, acts of the Twenty-second General Assembly, as amended by chapter 82, acts of the Twenty-fifth General Assembly, relating to rights of aliens.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 135, a bill for an act to amend sections 1766 and 1767, chapter 9, title 12 of the Code of Iowa, in relation to teachers' certificates.

W. E. BULLARD,  
*Secretary.*

Mr. Thompson called up House file No. 447, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brights, Brinton, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—88.

The nays were:

None.



Absent or not voting:

Messrs. Brady, Byington, Davis, Garner, Grote, Hendershot, Jay, Johnston of Franklin, Marti, Nolan, Wheeler, Wood—12.

So the House concurred.

On motion of Mr. Potter, House file No. 326, a bill for an act to provide for the management of the manufacture of sugar and to provide a compensation therefor, with the report of the committee without recommendation, was taken up and considered.

Mr. McNulty moved to amend by striking out all after the word "sugar" in the second line of section 2, up to and including the word "producer" in line 3, section 2.

Lost.

Mr. Potter moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Brady, Brant, Brighton, Brinton, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Frink, Good, Grote, Gurley, Hauger, Hendershot, Hinman, Huntley, Johnson of Webster, Klemme, Ladd, Lauder, Lavender, Loomis, McDonald, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Potter, Perrott, Prentis, Putnam, Ray, Reed, Scott, St. John, Temple, Thompson, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—63.

The nays were:

Messrs. Bailey, Baker, Bell, Byington, Chapman, Early, Evans, Frazee, Haugen, Hazen, Hinkhouse, Hunt, Jackson, Jay, Lambert, Lowry, McCachran, McArthur, McDowell, McNulty, Manahan, Merrell, Porter, Power, Smith, Spaulding, Sullivan, Tibbitts, Mr. Speaker—29.

Absent or not voting:

Messrs. Rowen, Finch, Funk, Garner, Griswold, Johnston of Franklin, Marti, Voelker, Weaver—9.

So the bill passed and the title was agreed to.

On request of Mr. Bailey, House file No. 455 was referred to Committee on Appropriations.

On motion of Mr. Early, House file No. 285, a bill for an act to prevent the placing of insurance in Iowa by agents outside of the State, and providing penalties therefor, with report of

committee recommending passage, was taken up and the report of the committee adopted.

Mr. Haugen was called to the Chair.

Mr. Martin moved that the bill be read section by section for consideration and amendment.

Carried.

Mr. McNulty moved to strike out the word "place," in line 8, after the word "write," and also the words "or place," after the word "written," in same line.

Adopted.

Mr. Early moved that the rule be suspended and that the bill be considered engrossed and read a third time now.

Mr. Early moved to amend section 3 by inserting in line 1, after the word "act," the words "by a company authorized to transact an insurance business in this State."

Adopted.

Mr. Brant moved to strike out the words "it shall forthwith be his duty," in line 2, section 3, and insert the words "he may."

Also strike out the word "to" between the words "him" and "visit."

Adopted.

Mr. Loomis moved to strike out section 4.

Adopted.

The Speaker resumed the Chair.

Mr. Gurley moved the previous question.

Carried.

The motion of Mr. Early carried and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bird, Brant, Chapman, Clark, Crow, Davis, Doubleday, Dowell, Early, Haugen, Jackson, Johnson of Webster, Ladd, Lambert, Loomis, McDonald, McQuin, Marti, Martin, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Nietert, Nolan, Parker, Prentiss, Reed, St. John, Tibbitts, Voelker, Watters, Mr. Speaker—33.

The nays were:

Messrs. Allen, Bell, Byington, Cook, Frazee, Garner, Haugen, Hazen, Hendershot, Hinkhouse, Johnston of Franklin, Klemme, McAchran, McArthur, McDowell, McNulty, Merrell, Merriam, Mullin, Perrott, Porter, Ray, Scott, Smith, Spaulding, Temple, Thompson, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson—32.

Absent or not voting:

Messrs. Bailey, Bowen, Brady, Brighton, Brinton, Classen, Cornwall, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hinman, Hunt, Huntley, Jay, Lauder, Lavender, Lowry, Manahan, Mayne, Miller of Cherokee, Morrison of Grundy, Potter, Power, Putnam, Sullivan, Thompson, Van Houten, Wood—35.

So the bill having failed to receive a constitutional majority was declared lost.

On motion of Mr. Lavender, the House adjourned until 9 o'clock A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, Wednesday, April 3, 1896.

The House met at 9 A. M., Speaker Byers in the Chair.

The opening prayer was offered by Rev. A. B. C. DeWater, of Woodburn, Iowa.

On motion of Mr. Lauder, House file No. 217, a bill for an act to make provision for the care and treatment of epileptics, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lauder offered a substitute for the bill, which was read first and second time.

On motion of Mr. Lauder the substitute was adopted.

Mr. Lauder moved to strike out section 9.

Carried.

Mr. Lauder moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bowen, Brant, Brighton, Byington, Chapman, Clark, Classen, Crow, Dowell, Early, Frazee, Funk, Garner, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Prentis, Putnam, Ray, Scott, St. John, Thompson, Van Houten, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—66.

The nays were:

Messrs. Doubleday, Klemme, Power, Spaulding, Tibbitts, Watters—6.

Absent or not voting:

Messrs. Bailey, Bell, Bird, Brady, Brinton, Cook, Cornwall, Davis, Edwards, Evans, Finch, Frink, Good, Hauger, Hinman,

Huntley, Johnson of Webster, Lavender, McArthur, McNulty, Perrott, Reed, Smith, Sullivan, Temple, Voelker, Weaver, Wilson—28.

So the bill passed and the title was agreed to.

On motion of Mr. Nietert the substitute for Senate file No. 210, a bill for an act to amend chapter 25, acts of the Twenty-second General Assembly, relating to notice of injury, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Nietert moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brant, Brinton, Byington, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Hazen, Hendershot, Hinkhouse, Huntley, Jackson, Jay, Klemme, Ladd, Lambert, Lowry, McAchran, McDonald, McQuin, Manahan, Marti, Martin, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Potter, Power, Ray, Smith, St. John, Sullivan, Temple, Thompson, Voelker, Watters, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—65.

The nays were:

Messrs. Brighton, Johnston of Franklin, McDowell, Merrell, Mullin, Porter, Prentis, Scott—8.

Absent or not voting:

Messrs. Bell, Bird, Brinton, Chapman, Clark, Cook, Cornwall, Gurley, Haugen, Hauger, Hinman, Hunt, Johnson of Webster, Lauder, Lavender, Loomis, McArthur, McNulty, Mayne, Miller of Buena Vista, Putnam, Reed, Spaulding, Tibbitts, Van Houten, Weaver, Wells, Williams—28.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, substitute for House file No. 287, a bill for an act making an appropriation for the Hospital for Insane at Clarinda, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Laverder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Ray, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—81.

The nays were:

Messrs. Clark and Parker—2.

Absent or not voting:

Messrs. Allen, Brinton, Cook, Haugen, Johnson of Webster, McArthur, McNulty, Mayne, Porter, Power, Reed, Smith, Tibbitts, Weaver, Wilson—15.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, House file No. 239, a bill for an act making appropriation for the Hospital for Insane at Mt. Pleasant, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Scott,

Smith, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Messrs. Brant, Brinton, Cook, Cornwall, Frazee, Funk, Haugen, Ladd, Lavender, McArthur, McNulty, Mayne, Reed, St. John, Weaver, Wilson—16.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, substitute for House file No. 75, a bill for an act making appropriations for the State Agricultural College, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Frink, Garner, Haugen, Klemme, Ladd, McNulty, Manahan, Morrison of Grundy, Power, Thompson, Voelker, Weaver—13.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, the substitute for House file No. 238, a bill for an act making appropriation for the penitentiary

at Anamosa, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Cnapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Putnam, Ray, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbits, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—87.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Finch, Gurley, McArthur, McDowell, McNulty, Manahan, Mayne, Potter, Prentis, Reed, Weaver.  
Mr. Speaker—13.

So the bill passed and the title was agreed to.

Mr. Van Houten called to the Chair.

On motion of Mr. Wood the substitute for House file No. 163, a bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Edwards, Evans, Frazee, Frink, Garner, Good, Griswold, Grote, Haugen, Hauger, Hazen,



Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

Mr. Klemme voted in the negative.

Absent or not voting:

Messrs. Chapman, Doubleday, Finch, Funk, Gurley, Ladd, McArthur, McDonald, McDowell, McNulty, Manahan, Mayne, Weaver—13.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, the substitute for House file No. 302, a bill for an act to make appropriation for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Dowell, Early, Edwards, Frazee, Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—83.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Chapman, Davis, Doubleday, Evans, Finch, Frink, Jay, Ladd, Lambert, McArthur, McDowell, McNulty, Parker, Smith, Weaver, Mr. Speaker—17.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, the substitute for House file No. 402, a bill for an act making appropriation for the Industrial Home for the Blind, at Knoxville, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

The Speaker here resumed the Chair.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Byington, Clark, Classen, Cook, Cornwall, Crow, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Loomis, Lowry, McAchran, McDowell, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nattert, Nolan, Parker, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brinton, Chapman, Davis, Doubleday, Edwards, Garner, Grote, Ladd, Lavender, McArthur, McDonald, McNulty, McQuin, Morrison of Keokuk, Potter, Smith, St. John, Weaver, Wells—20.

So the bill passed and the title was agreed to.

On motion of Mr. Wood the substitute for House file No. 195, a bill for an act entitled "an act making appropriation for the Iowa Industrial School, boys' department, at Eldora, Iowa," with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDowell, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Thompson, Van Houten, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brady, Brinton, Edwards, Finch, Haugen, Ladd, McArthur, McDonald, McNulty, Manahan, Marti, Porter, Potter, Smith, St. John, Temple, Tibbitts, Voelker, Wells—20.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 118, a bill for an act making appropriation to purchase land for the site of the Hospital for Insane, at Cherokee, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 156, a bill for an act making an appropriation for the Hospital for Insane at Independence, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 119, a bill for an act making an appropriation to construct the Hospital for the Insane at Cherokee.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 176, a bill for an act making appropriation for the better support of the State University in its several departments and chairs, and in aid of the income fund, and for the development of the institution, and for the completion of buildings.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 193, a bill for an act making appropriations for the Institution for Feeble-Minded Children at Glenwood, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint resolution No. 17, in relation to missing Codes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

The substitute for Senate file No. 240, a bill for an act making appropriation for the State Industrial School, girls' department, at Mitchellville, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 226, a bill for an act making appropriation for the Penitentiary at Fort Madison, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 208, a bill for an act making appropriations for the College for the Blind at Vinton, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 448, a bill for an act to legalize the organization of the Hawarden Driving and Fair Association, of Hawarden, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 449, a bill for an act to repeal section 4, chapter 151, acts of the Twentieth General Assembly, relative to taxes for park purposes.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Wood the substitute for House file No. 814, a bill for an act making an appropriation for the School for the Deaf at Council Bluffs, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brady, Brinton, Haugen, Ladd, McArthur, McDonald, McNulty, Manahan, Morrison of Keokuk, Smith, St. John, Temple, Voelker, Watters, Weaver, Wells—18.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, substitute for House file No. 157, a bill for an act to make appropriations for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lambert moved to strike out items Nos. 9 and 12, and increase the amount in item 10 to \$1,000.

Carried.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brady, Brant, Funk, Grote, Gurley, Ladd, McDonald, McNulty, Manahan, Putnam, Spaulding, Voelker, Wells—14.

So the bill passed and title was agreed to.

On motion of Mr. Wood, substitute for House file No. 503, a bill for an act to provide additional support for the Iowa National Guard, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson Jay, Johnson of Webster, Lauder, Lavender, Lowry, McArthur, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

Mr. Scott voted in the negative.

Absent or not voting:

Messrs. Bird, Brady, Brant, Davis, Edwards, Haugen, Johnston of Franklin, Klemme, Ladd, Lambert, Loomis, McDonald, McNulty, Miller of Buena Vista, Porter, Putnam, Spaulding, Voelker—18.

So the bill passed and its title was agreed to.

On motion of Mr. Wood substitute for Senate file No. 176, a bill for an act making an appropriation for the better support of the State University in its several departments and chairs, and in aid of the income fund and for the development of the institution and the completion of buildings, was read first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Evans, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Lauder, Lavender, Loomis, Lowry, McArthur, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena

Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentiss, Ray, Reed, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brant, Dowell, Edwards, Finch, Garner, Grote, Klemme, Ladd, Lambert, McDonald, McNulty, Morrison of Grundy, Porter, Power, Putnam, Scott, Spaulding, Wells, Wheeler—20.

So the bill passed and the title was agreed to.

On motion of Mr. Wood the substitute for Senate file No. 25, a bill for an act making an appropriation for the College for the Blind at Vinton, Iowa, was read first and second time and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hazer, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Ray, Reed, Smith, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brant, Brighton, Dowell, Garner, Grote, Jay, Ladd, McNulty, Manahan, Porter, Putnam, Scott, Spaulding, Tibbitts—15.

So the bill passed and the title was agreed to.



On motion of Mr. Wood the substitute for Senate file No. 119, a bill for an act making an appropriation to construct the Hospital for the Insane at Cherokee, Iowa, was taken up, read first and second time and considered

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brighton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurlay, Hauger, Hazen, Hender-shot, Hinkhouse, Hinman, Hunt, Jackson, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, St. John, Sullivan, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brady, Brant, Brinton, Cook, Garner, Haugen, Huntley, Jay, Johnson of Webster, Ladd, McNulty, Manahan, Mayne, Perrot, Putnam, Spaulding, Temple, Thompson, Tibbitts—20.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 196, a bill for an act making an appropriation for the State Normal School at Cedar Falls, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 394, a bill for an act appropriating funds for the support of the State Fish Commission.

W. E. BULLARD,  
*Secretary.*

## REPORT OF COMMITTEE.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 512, a bill for an act to legalize the election of the city officers of Ames, Iowa, and the issuance of bonds for sundry purposes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do pass when amended as follows:

Amend by striking out of the preamble the following words: "and other technical minor or."

W. W. CORNWALL.  
*Chairman.*

Ordered passed on file.

On motion of Mr. Wood, substitute for Senate file No. 112, a bill for an act making an appropriation to purchase land for the site of the Hospital for the Insane at Cherokee, was taken up, read first and second time and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bowen, Brighton, Britton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hixman, Hunt, Huntley, Jackson, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McQuinn, Marti, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—51.

The nays were:

None.

Absent or not voting:

Messrs. Bird, Brady, Brant, Edwards, Garner, Gurley, Jay, Johnson of Webster, Ladd, Loomis, McNulty, Manahan, Martin, Mayne, Morrison of Grundy, Porter, Putnam, Smith, Tibbitts—19.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, substitute for Senate file No. 193, a bill for an act making an appropriation for the Institute for Feeble Minded Children, at Glenwood, Iowa, was taken up, read first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDonald, McQuin, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brant, Cornwall, Garner, Jay, Ladd, McDowell, McNulty, Manahan, Marti, Morrison of Grundy, Porter, Putnam, Spaulding, Wells, Wheeler—16.

So the bill passed and the title was agreed to.

On motion of Mr. Wood the substitute for Senate file No. 240, a bill for an act making an appropriation for the State Industrial School, Girls' Department, at Mitchellville, Iowa, was taken up, read first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin,

Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Brady, Garner, McArthur, McDowell, McNulty, McQuin, Morrison of Grundy, Putnam, Temple, Wells—11.

So the bill passed and the title was agreed to

On motion of Mr. Wood substitute for Senate file No. 156, a bill for an act making an appropriation for the Hospital for Insane at Independence, was taken up, read first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brighton, Brinton, Byington, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Manahan, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—83.

The nays were:

None.

The absent or not voting:

Messrs. Baker, Brady, Brant, Chapman, Cornwall, Finch, Garner, Haugen, Johnson of Webster, Ladd, McNulty, Marti, Merriam, Morrison of Grundy, Porter, Putnam, Temple—17.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, the substitute for Senate file No. 196, a bill for an act making an appropriation for the State Normal School at Cedar Falls, Iowa, was taken up, read first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lauder, Loomis, Lowry, McArthur, McDonald, McDowell, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—79.

The nays were:

None.

Absent or not voting;

Messrs. Baker, Brady, Classen, Cook, Cornwall, Edwards, Haugen, Hendershot, Ladd, Lambert, Lavender, McAchran, McNulty, McQuin, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Spaulding, Sullivan, Temple, Wheeler—21.

So the bill passed and the title was agreed to.

On motion of Mr. Wood the substitute for Senate file No. 266, a bill for an act making appropriation for the penitentiary at Fort Madison, Iowa, was taken up, read first and second time and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brant, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Finch, Frazee, Frink, Funk, Good, Grote, Gurley, Haugen, Hazen, Hinkhouse, Hinman, Jackson, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender,

Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—79.

The nays were:

Messrs. Baker, Brady, Brighton, Brinton, Classen, Cook, Evans, Garner, Griswold, Hauger, Hendershot, Hunt, Huntley, Johnson of Webster, Ladd, McNulty, Miller of Cherokee, Porter, Potter, Putnam, Wheeler—21.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, substitute for Senate file No. 394, a bill for an act to appropriate for the support of the State Fish Commission, was taken up, read first and second time and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were.

Messrs. Allen, Bailey, Bell, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Early, Edwards, Evans, Frink, Good, Griswold, Gurley, Hauger, Hazen, Hinkhouse, Hunt, Huntley, Jackson, Johnston of Franklin, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Ray, Reed, Spaulding, St. John, Sullivan, Temple, Thompson, Voelker, Weaver, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—70.

Mr. Scott voted in the negative.

Absent or not voting:

Messrs. Baker, Bird, Brady, Dowell, Finch, Frazee, Funk, Garner, Grote, Haugen, Hendershot, Hinman, Jay, Johnson of Webster, Klemme, Ladd, McDowell, McNulty, McQuin, Miller of Warren, Porter, Potter, Putnam, Smith, Tibbitts, Van Houten, Watters, Wells, Wheeler—29.

So the bill passed and the title was agreed to.

On motion of Mr. Parker the House adjourned until 2 P. M.

## AFTERNOON SESSION.

The House was called to order at 2 P. M. by Speaker Byers.

On motion of Mr. Reed, House file No. 51?, a bill for an act to legalize the election of city officers of Ames, Iowa, and the issuance of bonds for sundry purposes, with report of committee recommending passage, with amendments, was taken up, considered, and the report of the committee adopted.

Mr. Reed moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Cornwall, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Funk, Garner, Griswold, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Miller of Buena Vista, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bell, Brinton, Classen, Cook, Crow, Davis, Frink, Good, Grote, Haugen, Hendershot, Huntley, Jackson, Jay, Lambert, Lavender, Loomis, Merrell, Merriam, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nolan, Potter, Spaulding, St. John, Sullivan, Watters, Weaver, Wheeler, Wilson—33.

So the bill passed and the title was agreed to.

Mr Funk, of the Committee on Ways and Means, was granted leave to recall Senate file No. 145.

The Speaker signed the following bills in the presence of the House: House files Nos. 488 and 489.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 251, a bill for an act creating the Twentieth judicial district of the State of Iowa, and providing for the appointment of one judge and the election of two judges therein; and also providing for an election of two judges in the Second and three judges in the Sixth judicial district, defining the jurisdiction of said courts therein, and for holding terms of court in said districts.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton, in Clinton county, State of Iowa, and all the acts done and ordinances passed by the city councils of the city of Clinton and the city of Lyons in relation thereto.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 488, a bill for an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 244, 245, 246, 247, 248, 249, 250, 251, 253, 255, 256, 257, 258, 259, 260, 261, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 282, 284, 285, 286, 287, 289, 290, 292, 295, 296, 277, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325 of the city of Clinton, Clinton county, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 119, a



bill for an act to amend chapter 91, acts of the Twenty-fifth General Assembly, relating to the extermination of Russian thistles.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 290, a bill for an act to amend section 1, chapter 1, acts of the Twenty-fourth General Assembly, establishing a board of park commissioners in certain cities of the first class, defining their powers and describing their duties.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 83, a bill for an act to amend section 3, chapter 161, acts of the Twenty-first General Assembly, as amended by section 12, chapter 48, of the acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 146, a bill for an act to amend section 1, chapter 23, acts of the Twentieth General Assembly, relative to the expenditure of insane soldiers' pensions.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 486, a bill for an act to legalize the incorporation proceedings and or inances passed by the incorporated town of Woolstock, Wright county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 509, a bill for an act to provide for the allowance and payment of \$275 to the widow of the late F. McClelland, a member of this House.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 325, a bill for an act to amend chapter 62 of the acts of the Twenty-first General Assembly entitled an act to tax the traffic in intoxicating liquors and to regulate and control the same.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 174, a bill for an act to amend section 1395 of the Code of 1873 in relation to commissioners of insanity, enrolled according to bill and Senate journal amendments.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

On motion of Mr. Funk, House file No. 246, a bill for an act to amend section 12, chapter 80, acts of the Twenty-fifth General Assembly, relating to the rules governing trustees in the appointment of superintendents, with report of committee recommending indefinite postponement, and with minority report recommending passage, was taken up and considered.

Mr. Funk moved that the minority report of the committee be adopted.

Messrs. Prentis and Ray demanded the "yeas" and "nays" on this motion, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Brant, Brighton, Byington, Clark, Cook, Cornwall, Crow, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Gurley, Hauger, Hazen, Hinkhouse, Hinman, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McArthur, McDonald, McQuin, Marti, Martin, Nietert, Perrott, Porter, Prentis, Ray, Scott, Spaulding, Sullivan, Temple, Thompson, Voelker, Watters, Weaver, Wells, Whelan.  
Mr. Speaker—54.

The nays were:

Messrs. Bailey, Bell, Bowen, Doubleday, Hendershot, Lauder, McAchran, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Parker, Reed, Smith, Whittier, Williams, Wood—19.

Absent or not voting:

Messrs. Allen, Bird, Brady, Chapman, Classen, Davis, Griswold, Grote, Haugen, Huntley, Jackson, McDowell, McNulty, Manahan, Merrell, Merriam, Morrison of Grundy, Mullin, Nolan, Potter, Power, Putnam, St. John, Tibbitts, Van Houten, Wheeler, Wilson—27.

So the motion prevailed and the minority report was adopted.

Mr. Funk moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Brighton, Byington, Clark, Classen, Cook, Cornwall, Crow, Dowell, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McArthur, McDowell, McQuin, Manahan, Marti, Martin, Merrell, Miller of Buena Vista, Morrison of Grundy, Mullin, Nietert, Nolan, Perrott, Prentis, Ray, Scott, Spaulding, Sullivan, Temple, Thompson, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Williams, Wilson, Mr. Speaker—62.

The nays were:

Messrs. Bell, Bowen, Brant, Brinton, Davis, Doubleday, Launder, McAchran, McNulty, Mayne, Miller of Cherokee, Morrison of Keokuk, Parker, Porter, Putnam, Reed, Smith, Whittier, Wood—19.

Absent or not voting:

Messrs. Bailey, Bird, Brady, Chapman, Finch, Griswold, Grote, Haugen, Hauger, Huntley, Jackson, McDonald, Merriam, Miller of Warren, Potter, Power, St. John, Tibbitts, Van Houten—19.

So the bill passed and the title was agreed to.

On motion of Mr. Early, House file No. 212, a bill for an act to amend section 1, chapter 62, acts of the Twenty-fifth General Assembly of the State of Iowa, entitled an act to tax the traffic in intoxicating liquors, and to regulate and control the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Van Houten moved to amend by adding to section 1 the words "and the permit shall be revoked."

Mr. Evans moved the previous question.

On a division of the House the motion was carried by a vote of 39 for and 24 against.

On a division of the House the amendment of Mr. Van Houten was lost by a vote of 24 for and 24 against.

The question that the rule be suspended and that the bill be considered engrossed and read a third time now, was then put and carried and the Clerk read the bill.

Messrs. Tibbitts, Lowry and Merrell excused from voting under rule 16.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Chapman, Early, Gurley, Klemme, McAchran, McArthur, McDonald, McDowell, Marti, Mayne, Morrison of Keokuk, Perrott, Wilson, Mr. Speaker—14.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lauder, Lavelander, Loomis, McNulty, McQuin, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Parker, Porter, Power, Prentiss, Putnam, Ray, Reed, Scott, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood—74.

Absent or not voting:

Messrs. Brady, Frazee, Haugen, Jackson, Lambert, Lowry, Manahan, Merrell, Nolan, Potter, Smith, Tibbitts—12.

So the bill was lost.

The following explanations of votes were filed:

MR. SPEAKER—I vote "No," for the reason that the amendment offered by the gentleman from Taylor was not adopted.

W. B. MARTIN.

MR. SPEAKER—I vote "No," because I believe the mullet law is unjust.

J. P. McDOWELL.

MR. SPEAKER—I vote "Yea," because I don't think it just to tax the saloons and let the drug stores sell intoxicating liquors as a beverage without tax.

J. L. WILSON.

MR. SPEAKER—With the opinion that by the paying of the mullet tax the drug stock would be privileged to continue the sale of liquors, I vote no.

D. C. MILLER.

MR. SPEAKER—I desire to explain my vote on House file No. 22. This bill provides that any permit holder selling intoxicating liquor as a beverage shall pay the tax provided for in chapter 62 of the acts of the Twenty-fifth General Assembly, for this will put an end to the traffic of intoxicating liquor in counties where the 65 per cent is not secured. I therefore vote aye.

WM. H. KLEMME.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 489, a bill for an act legalizing the annexation of the city of Lyons to the city of Clinton, Clinton county Iowa, and all the acts done and ordinances passed by the city councils of the City of Clinton and the city of Lyons in relation thereto.

Also:

House file No. 488, a bill for an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 244, 245, 246, 247, 248, 249, 250, 251, 253, 255, 256, 257, 258, 259, 260, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 282, 284, 285, 286, 287, 289, 290, 292, 295, 296, 297, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325 of the city of Clinton, Clinton county, Iowa.

W. E. HAUGER.

*Chairman.*

House file No. 391, a bill for an act to regulate the employment of children in manufacturing, mechanical and mercantile establishments in the State of Iowa, with report of committee recommending passage, was taken up, considered, and on motion of Mr. Chapman, was indefinitely postponed.

On motion of Mr. Chapman, House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, a soldier's orphans at the Soldiers' Orphans' Home at Davenport, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Chapman moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink,

Funk, Garner, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jay, Johnston of Franklin, Ladd, Lavender, McAchran, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentis, Putnam, Ray, Scott, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—77.

The nays were:

Messrs. Clark, Lauder, Morrison of Grundy, Parker, Spaulding—5.

Absent or not voting:

Messrs. Brighton, Byington, Early, Frazee, Hauger, Hunt, Jackson, Johnson of Webster, Klemme, Lambert, Loomis, Lowry, McArthur, Merriam, Porter, Reed, Smith, Tibbitts—15.

So the bill passed and the title was agreed to.

On motion of Mr. Hinkhouse, House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' Home at Davenport, Iowa, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Hinkhouse moved that report of committee be non-concurred in.

Carried.

Mr. Hinkhouse moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Temple, Tibbitts, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Wilson, Mr. Speaker—77.

The nays were:

Messrs. Clark, Grote, Johnson of Webster, Miller of Warren, St. John, Williams—6.

Absent or not voting:

Messrs. Brighton, Dowell, Early, Haugen, Hauger, Jackson, Lambert, Lowry, McArthur, Manahan, Morrison of Grundy, Smith, Thompson, Van Houten, Weaver, Wood—16.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 287, a bill for an act making an appropriation for the Hospital for the Insane at Clarinda, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 239, a bill for an act making an appropriation for the Hospital for the Insane at Mt. Pleasant, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 75, a bill for an act making an appropriation for the State Agricultural College.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 238, a bill for an act making appropriations for the penitentiary at Anamosa, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill in which the concurrence of the Senate was asked:

Substitute for House file No. 195, a bill for an act entitled "An act making appropriations for the Iowa Industrial School, boys' department at Eldora, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 503, a bill for an act to provide for additional support for the Iowa National Guard.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

Substitute for House file No. 314, a bill for an act making appropriations for the Iowa School for the Deaf and Dumb, at Council Bluffs, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 402, a bill for an act making appropriation for the Industrial Home for the Blind at Knoxville, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill in which the concurrence of the Senate was asked:

The substitute for House file No. 302, a bill for an act making appropriation for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings; making improvements, and providing a contingent fund therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 450, a bill for an act to amend section 801 of the Code of 1873, relating to the taxation of money.

W. E. BULLARD,  
*Secretary.*



Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 163, a bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 187, a bill for an act making appropriation for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Mayne, House file No. 385, a bill for an act to improve the public highways of the State by encouraging the use of wide tires upon wagons carrying heavy loads thereon, with report of committee recommending indefinite postponement, was taken up and considered.

Mr. Mayne moved that the report of the committee be not concurred in.

Carried.

Mr. Mayne moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Davis, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Hazen, Hinman, Hunt, Huntley, Klemme, Lavender, Loomis, McAchran, McArthur, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Keokuk, Nietert, Nolan, Potter, Prentis, Ray, Spaulding, St. John, Sullivan, Temple, Thompson, Van Houten, Voelker, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—59.

The nays were:

Messrs. Bailey, Bell, Clark, Doubleday, Dowell, Early, Hendershot, Johnson of Webster, Johnston of Franklin, Ladd, McDonald, McDowell, Miller of Cherokee, Miller of Warren,

Morrison of Grundy, Mullin, Parker, Perrott, Power, Putnam, Scott, Tibbitts, Watters, Wells—24.

Absent or not voting:

Messrs. Crow, Garner, Gurley, Haugen, Hauger, Hinkhouse, Jackson, Jay, Lambert, Lauder, Lowry, McQuin, Manahan, Porter, Reed, Smith, Wood—17.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

Mr. SPEAKER—I vote no for the reason a person may have a wide tire wagon and not use it on the road.

JOHN PARKER

On motion of Mr. Ray, House file No. 434, a bill for an act to amend section 1634 of the Code of 1873, relating to the adoption of children at Soldiers' Orphans' Home at Davenport, was indefinitely postponed.

On motion of Mr. Ray, House file No. 507, a bill for an act defining the number of officers and employes of the General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Ray moved to amend as follows:

Amend by inserting before the word "secretary," in line 7 of section 1, the words "Lieutenant-Governor and the."

Also, before the word "clerk," in line 12 of section 1, the words "Speaker and the."

Adopted.

Mr. Ray moved that the rule be suspended and that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazier, Frink, Funk, Garner, Good, Griswold, Grote, Hazen, Hender-shot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morris of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Ray, Scott, Spaulding, St. John, Sullivan, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson—78.

The nays were:

Messrs. Classen, Cornwall, Early, Lauder, McNulty, McQuin, Temple, Mr. Speaker—8.

Absent or not voting:

Messrs. Brinton, Gurley, Haugen, Hauger, Jackson, Laverder, Manahan, Marti, Putnam, Reed, Smith, Thompson, Weaver, Wood—14.

So the bill passed and the title was agreed to.

On motion of Mr. Cornwall the House adjourned till 9 A. M. to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, Iowa, Thursday, April 9, 1896. }

House called to order at 9 A. M. by Speaker Byers.

Prayer was offered by Rev. Geo. Winterbourne, Adair, Iowa.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 148, a bill for an act to provide for the payment of the claims of Scott county against the State of Iowa for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 455, a bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg National Military Park Commission in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battle and siege of Vicksburg, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate file No. 397, a bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Law Makers' Association of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. L. WOOD,  
*Chairman.*

Ordered passed on file.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate file No. 145, a bill for an act to define express companies, to prescribe the mode of taxing the same and to fix the rate of taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House, with the recommendation that the same do pass.

J. H. FUNK,  
*Chairman.*

Ordered passed on file.

Mr. Dowell, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 510, a bill for an act to repeal section 4, chapter 151, acts of the Twentieth General Assembly, relating to the levy of a tax for park purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House file No. 506, a bill for an act to apply to cities of the first class the provisions of chapter 78, acts of the Twenty-first General Assembly, as amended by chapter 17, acts of the Twenty-second General Assembly, and chapter 15, acts of the Twenty-fourth General Assembly, and chapter 3, acts of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate file No. 446, a bill for an act to apply to cities of the first class the provisions of chapter 78, acts of the Twenty-first General Assembly and chapter 3, acts of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly relating to indebtedness of cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. C. DOWELL,  
*Chairman.*

Ordered passed on file.

Mr. Scott offered the following report:

MR. SPEAKER—Your committee, appointed to confer with a like committee of the Senate, to devise some plan for a more suitable and appropriate arrangement for the care and display of the flags now in the custody of the State, and report by bill, or otherwise, beg leave to report that we have had the matter under consideration and report by the enclosed bill.

D. H. SCOTT,  
*Chairman.*

#### INTRODUCTION OF BILLS.

By Mr. Scott, House file No. 514, a bill for an act to provide for the protection of the flags carried by the Iowa soldiers in the war of 1861–1865.

Read first and second time and referred to Committee on Appropriations.

By Mr. Wood, House file No. 513, a bill for an act to provide for a general levy for State purposes.

Read first and second time and referred to Committee on Ways and Means.

Mr. Wood, from Committee on Appropriations, granted leave to withdraw House file No. 482.

Journals of Saturday, April 4th, Monday, April 6th, and Tuesday, April 7th, corrected and approved.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 451, a bill for an act authorizing the Executive Council to purchase or condemn a site on which to erect a Memorial, Historical and Art Building, to procure plans and specifications therefor, and take other preliminary steps towards its construction, and making an appropriation therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 314, a bill for an act appropriating money to pay the expenses of the Iowa Shiloh Battlefield Commission appointed by the Governor of the State to locate and mark the positions held by the Iowa regiments at the battle of Shiloh, incurred in the discharge of their duties as such, and to reimburse them for moneys expended in the performance of said duties.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 383, a bill for an act making repairs on and keeping in repair the State capitol building and other improvements.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 281, a bill for an act to exempt crematories from taxation.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate asks to recall the substitute for Senate file No. 17 and House file No. 108.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. McQuin, Senate file No. 447, a bill for an act to extend the time for the incorporation of Oak Hill Cemetery association of Florence township, Benton county, Iowa, and to legalize all the acts and proceedings in the election of its officers, the selling and conveying of lots, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. McQuin moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Bowen, Brady, Brant, Brighton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Baker, Bell, Brinton, Cornwall, Early, Finch, Garner, Haugen, Jay, Johnston of Franklin, Marti, Mayne, Merrell, Porter, Smith, St. John, Temple, Watters—19.

So the bill passed and the title was agreed to.

On motion of Mr. McQuin House file No. 490 was indefinitely postponed.

On motion of Mr. Hendershot Senate file No. 400, a bill for an act to legalize the resolutions and ordinances passed and election held to bond the city of Pella, Marion county, Iowa, to erect water works within said city, and to legalize the occupancy of block 36, the same which is known and platted as "West Market Square," in said city, for that purpose, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Hendershot moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Scott, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—62

The nays were:

None.

Absent or not voting:

Messrs. Allen, Brant, Brinton, Crow, Early, Frazee, Haugen, Jay, Johnston of Franklin, Klemme, Lambert, Porter, Reed, Smith, Spaulding, St. John, Temple, Van Houten—12.

So the bill passed and the title was agreed to.



## SENATE MESSAGES.

Senate file No. 448, a bill for an act to legalize the organization of the Hawarden Driving and Fair association of Hawarden, Iowa, was read first and second time and referred to Committee on Judiciary.

On motion of Mr. Johnson of Webster, Senate file No. 415, a bill for an act to legalize the ordinances of the town of Clare, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Johnson of Webster moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—85.

The nays were:

None.

Absent or not voting.

Messrs. Bell, Brant, Brinton, Crow, Early, Grote, Haugen, Johnston of Franklin, Porter, Smith, Spaulding, St. John, Temple, Van Houten, Wells—15.

So the bill passed and the title was agreed to.

Mr. Chapman called up the Senate message in reference to the pardon of Geo. A. Trout, and moved that the House concur in the Senate resolution recommending that a pardon be granted to said Trout.

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch,

Frazee, Funk, Garner, Griswold, Grote, Hazen, Hinman, Jackson, Jay, Johnston of Franklin, Ladd, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Sullivan, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wood, Mr. Speaker—69.

The nays were:

Messrs. Gurley, Hendershot, Johnson of Webster, Klemme, Lauder, Loomis, Martin, Miller of Warren, Parker, Perrott, Scott, St. John, Wilson—13.

Absent or not voting:

Messrs. Bell, Cook, Crow, Frink, Good, Haugen, Hauger, Hinkhouse, Hunt, Huntley, Lambert, Lavender, Merrell, Smith, Spaulding, Temple, Thompson, Williams—18.

So the motion prevailed.

Senate file No. 450, a bill for an act to amend section 801 of the Code of 1878, relating to the taxing of money, was read first and second time.

Mr. Morrison of Keokuk moved that the rule be suspended and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Power, Prentis, Ray, Scott, Sullivan, Temple, Thompson, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Messrs. Garner, Haugen, Miller of Warren, Potter, Putnam, Reed, Smith, Spaulding, St. John, Tibbitts—10.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—This bill is not far reaching enough, but as it is a step in the right direction, I vote "aye."

T. F. NOLAN.

On motion of Mr. Potter, Senate file No. 145, a bill for an act to provide for the taxation of express companies, was substituted for place on Calendar for House file No. 306.

The report of committee recommending passage was adopted.

Mr. McArthur moved that further consideration of the bill be deferred and the bill be ordered printed.

Mr. Cornwall moved as an amendment that the bill be read a third time now and put on its passage.

The yeas and nays were demanded on this question, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Allen, Bailey, Bell, Bowen, Brady, Brant, Byington, Chapman, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Hauger, Hinkhouse, Hinman, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Mr. Speaker—71.

The nays were:

Messrs. Clark, Early, Garner, Hazen, Hendershot, Jackson, Lambert, McArthur, Manahan, Marti, Merrell, Nolan, Voelker, Wilson, Wood—15.

Absent or not voting:

Messrs. Baker, Bird, Brighton, Brinton, Classen, Grote, Haugen, Hunt, McNulty, St. John, Temple, Tibbitts, Weaver, Wheeler—14.

So the motion prevailed.

Motion of Mr. McArthur as amended carried, and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Gurley, Haugen, Hanger, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Launder, Lavender, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—87.

The nays were:

Messrs. Garner, Hazen, Hendershot, McArthur, Manahan—5.

Absent or not voting:

Messrs. Baker, Doubleday, Garner, Grote, Hunt, Power, St. John, Temple, Wheeler—9.

So the bill passed and the title was agreed to.

The following explanations of votes were filed:

MR. SPEAKER—I vote "no" because I am opposed to passing bills in the way this has been forced through this House.

J. A. GARNER.

MR. SPEAKER—I vote "no" because I don't believe in voting on a measure of this importance in the closing hours of a session without it even having been printed.

W. C. MCARTHUR.

MR. SPEAKER—I vote "no" for the reason that I consider this bill has been substituted at a time when we have not fully considered it, and not expecting that such would be the action of the House.

F. B. MANAHAN.

On motion of Mr. Potter, House file No. 306 was indefinitely postponed.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill, in which the concurrence of the Senate was asked:

House file No. 185, a bill for an act for the relief of Hiram Redden.

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 420, a bill for an act to amend chapter 168, acts of the Nineteenth General Assembly entitled "an act empowering cities under special charters to establish boards of health."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following Joint resolution, in which the concurrence of the House is asked:

Joint resolution No. 9, for an amendment to the constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36, of article 3 of the constitution.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 33, a bill for an act to amend chapter 132, acts of the Twentieth General Assembly.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 344, a bill for an act granting to city or town councils the power to prohibit the use of barbed wire for certain purposes, and to provide for the removal of such wire.

W. E. BULLARD,  
*Secretary.*

Mr. Jackson called up Senate file No. 344, which was read first and second time.

Mr. Jackson moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Jackson, Jay, Johnson

of Webster, Johnston of Franklin, Klemme, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentiss, Putnam, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Williams, Wood, Mr. Speaker—81.

The nays were:

Messrs. Cornwall, Merrell, Porter, Spaulding, Whelan, Whittier, Wilson—7.

Absent or not voting:

Messrs. Baker, Edwards, Grote, Hunt, Huntley, Ladd, Lambert, Manahan, Nolan, Power, St. John, Temple, Wheeler—12.

So the bill passed and the title was agreed to.

The Speaker signed in the presence of the House Senate files Nos. 156, 240, 119, 193, 210, 118, 394, 430, 424, 395, 332, 353, 317, 235, 297, 211, 140, 139, 68, 22, 341, 385, 208.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger from the Joint Committee on Enrolled Bills submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 211, a bill for an act granting additional powers to certain cities of the first class and cities acting under special charters, in reference to the improvement of streets, highways, avenues or alleys, and to provide for the payment of the cost thereof.

W. E. HAUGER,

*Chairman House Committee*

G. S. GILBERTSON,

*Chairman Senate Committee*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 139, a bill for an act to amend section 3844 of the Code of 1873, relative to officers' fuel and stationery for county officers.

W. E. HAUGER,

*Chairman House Committee*

G. S. GILBERTSON,

*Chairman Senate Committee*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file

No. 235, a bill for an act to punish the crime of unlawfully breaking and entering a railroad or express car.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 140, a bill for an act to repeal sections 1, 2 and 3 of chapter 79, acts of the Twenty-first General Assembly, as amended by chapter 67, acts of the Twenty-second General Assembly, in relation to the spread of disease among swine, and to enact a substitute therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 353, a bill for an act to reimburse the members and heirs of members of the Second and Third Iowa Infantry for "gray" uniforms purchased during the war.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 317, a bill for an act to amend section 3061 of the Code, relating to the rate of interest on judgments where a stay of execution is taken.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 362, a bill for an act to enable the trustees or commissioners of State institutions to lay out, establish, vacate or change public highways through and owned by the State, on which State institutions are situated.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 297, a bill for an act to amend section 4091 of the Code, relating to nuisances.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 395, a bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 424, a bill for an act legalizing the ordinances of the city of Marion, Iowa, adopted and published as revised ordinances in 1895.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 394, a bill for an act appropriating funds for the support of the State Fish Commission.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 118, a bill for an act making appropriation to purchase land for the site of the Hospital for Insane at Cherokee.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No.



174, a bill for an act to amend section 1395 of the Code of 1873, in relation to commissioners of insanity.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 430, a bill for an act to legalize the action of the board of directors of the district township of Poweshiek, in Jasper county.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 210, a bill for an act to amend chapter 25, acts of the Twenty-second General Assembly, relating to notice of injury.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 193, a bill for an act making an appropriation for the Institution for Feeble-Minded Children at Glenwood, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 119, a bill for an act making an appropriation to construct the Hospital for the Insane at Cherokee.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 240, a bill for an act making appropriations for the State Industrial School, girls' department, at Mitchellville, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 156, a bill for an act making an appropriation for the Hospital for the Insane at Independence.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 208, a bill for an act making appropriation for the College for the Blind at Vinton, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 341, a bill for an act to declare Spirit and Okoboji lakes in Dickinson county to be public navigable waters, and to provide for their preservation and improvement for navigation for the benefit of the public health, and for the culture of fish therein.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 385, a bill for an act imposing a collateral inheritance tax and providing for the collection of the same.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 170, a bill for an act regulating fees for the incorporation and the increase in capital stock of companies and corporations in the State of Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No.

119, a bill for an act to amend chapter 91, acts of the Twenty-fifth General Assembly of Iowa, relating to the extermination of Russian thistles.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 290, a bill for an act to amend section 1, chapter 1, acts of the Twenty-fourth General Assembly, establishing a board of park commissioners in certain cities of the first class, defining their powers and describing their duties.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 83, a bill for an act to amend section 3, chapter 161, acts of the Twenty-first General Assembly, as amended by section 12, chapter 48, acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 486, a bill for an act to legalize the incorporation proceedings and ordinances passed by the incorporated town of Woolstock, Wright county, Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 325, a bill for an act to amend chapter 62, acts of the Twenty-fifth General Assembly, entitled "An act to tax the traffic in intoxicating liquors and to regulate and control the same.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No.

509, a bill for an act to provide for the allowance and payment of two hundred and seventy-five dollars to the widow of the late F. McClelland, a member of this House.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 146, a bill for an act to amend section 1, chapter 23, acts of the Twentieth General Assembly relative to the expenditure of insane soldiers' pensions.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy Association.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 22, a bill for an act to authorize the transfer of county road funds to the county fund and county bridge fund.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 68, a bill for an act relative to trimming osage orange, willow and all other hedge fences along the highway.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Mr. Allen called up House file No. 33, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brady, Brant, Brinton, Byington, Chapman, Classen, Cornwall, Crow, Dowell, Early, Edwards, Evans, Frazee, Frink, Funk, Garner, Griswold, Gurley, Haugen, Hazen, Hendershot, Huntley, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Thompson, Van Houten, Voelker, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

Messrs. Bell, Cook, Finch—3

Absent or not voting:

Messrs. Brighton, Clark, Davis, Doubleday, Good, Grote, Hauger, Hinkhouse, Hinman, Hunt, Jackson, Lambert, Manahan, Miller of Cherokee, St. John, Temple, Tibbitts, Weaver, Wheeler—19.

So the House concurred.

Mr. Cornwall called up Senate Joint Resolution No. 17, in reference to restoring lost Codes to the members, which was read first and second time, and moved to amend as follows:

Amend joint resolution by including therein Senator Gorrell, Representatives Potter, McNulty, Perrott, Miller of Warren, and Mr. Speaker.

Adopted.

The resolution as amended was adopted.

Mr. McDonald called to the Chair.

On motion of Mr. Wood, Senate file No. 45, a bill for an act to authorize the executive council to purchase or condemn a site on which to erect a Memorial Historical and Art Building, to procure plans and specifications therefor and take other preliminary steps toward its construction and making appropriations therefor, was taken up, read first and second time and considered.

Mr. Speaker resumed the Chair.

Mr. Wood moved that the rule be suspended and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frink, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hunt, Jackson, Jay, Johnston of Franklin, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Potter, Prentis, Putnam, Ray, Reed, Smith, Thompson, Van Houten, Weaver, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—67.

The nays were:

Messrs. Chapman, Clark, Early, Edwards, Funk, Hinman, Lambert, McDonald, McDowell, Parker, Perrott, Porter, Power, Spaulding, St. John, Sullivan, Wells, Wilson—18.

Absent or not voting:

Messrs. Brady, Finch, Frazee, Garner, Hinkhouse, Huntley, Johnson of Webster, Klemme, Miller of Cherokee, Miller of Warren, Scott, Temple, Tibbitts, Voelker, Watters—15.

So the bill passed and the title was agreed to.

On motion of Mr. Garner, Senate file No. 198, a bill for an act to repeal sections 1 and 4 of chapter 82 of the acts of the Fourteenth General Assembly, as amended by chapter 195 of the acts of the Twentieth General Assembly, in relation to the dissection of dead bodies, and to enact a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Dowell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bird, Bowen, Brighton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Funk, Garner, Grote, Haugen, Hazen, Hinman, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Loomis, Lowry, McNulty, Marti, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Parker, Power, Prentis, Reed, Spaulding, Voelker, Weaver, Wells, Wheeler, Wood—48.

The nays were:

Messrs. Bell, Brant, Early, Evans, Finch, Frazee, Frink, Good, Griswold, Gurley, Hendershot, Hinkhouse, Hunt, Johnson of Webster, Lavender, McCachran, McArthur, McDonald, McDowell, Manahan, Merriam, Perrott, Porter, Potter, Ray, Scott, Smith, St. John, Sullivan, Tibbitts, Watters, Whelan, Whittier, Williams, Mr. Speaker—35

Absent or not voting:

Messrs. Allen, Baker, Brady, Brinton, Cook, Hauger, Lambert, McQuin, Mayne, Merrell, Morrison of Grundy, Nolan, Putnam, Temple, Thompson, Van Houten, Wilson—17.

So the bill, having failed to receive a constitutional majority, was declared lost.

The following explanation of vote was filed:

MR. SPEAKER—Believing it is better that these doctors practice on dead bodies than live ones I vote "aye."

A. E. JACKSON.

On motion of Mr. Garner, Joint Resolution No. 7, to amend the constitution of the state of Iowa, relative to jurisdiction of justices of the peace, was indefinitely postponed.

The Speaker signed the following bills in open session of the House: House files Nos. 72, 509, 174, 486, 146, 119, 325, 97, 290, 83.

On motion of Mr. Crow, Senate file No. 446, a bill for an act to apply to cities of the first class, the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17, laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, and House file No. 16, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Crow moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of

Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentis, Putnam, Ray, Reed, Smith, Spaulding, Temple, Tibbitts, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—

The nays were:

None.

Absent or not voting:

Messrs. Brady, Brinton, Classen, Cook, Edwards, Funk, Hauger, Hinman, Lambert, Miller of Warren, Porter, Scott, St. John, Sullivan, Thompson, Van Houten, Wells, Wood—15.

So the bill passed and the title was agreed to.

On motion of Mr. St. John the House adjourned until 2 P. M.

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#### AFTERNOON SESSION.

The House was called to order by Speaker Byers.

Mr. Morrison of Grundy, from the committee to draft resolution on the death of Hon. H. S. Draper, offered the following report and moved it be adopted:

WHEREAS, Hon. H. S. Draper of Grundy county, a member of the House of Representatives in the Twenty-second General Assembly, has recently passed over to "the undiscovered country from whose bourn no traveler returns," therefore, be it resolved by this House:

*Resolved*, That the members of this House hereby tender their sympathies to the surviving relatives; that we cheerfully testify to the personal worth and high character of the deceased; that these resolutions be spread upon the Journal of the House, and that the Chief Clerk be instructed to mail a copy to the bereaved family.

J. D. MORRISON.

R. E. COOK,

T. J. SULLIVAN.

*Committee.*

Adopted unanimously by a rising vote.

#### PETITIONS AND MEMORIALS.

Mr. McDowell presented a petition of citizens of Iowa county asking reimbursement of those who advanced money to represent the State at the World's Cotton Exposition at New Orleans



Referred to Committee on Appropriations.

Mr. Wilson called up the concurrent resolution in reference to the pardon of Wm. Slowey, and moved it be adopted.

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Allen, Baker, Bird, Brady, Brighton, Brinton, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Garner, Grote, Hendershot, Hinman, Hunt, Jay, Johnston of Franklin, Ladd, Lauder, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Miller of Buena Vista, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Wells, Whelan, Whittier, Wilson, Wood, Mr. Speaker—56.

The nays were:

Messrs. Bowen, Frazee, Hazen, Huntley, Klemme, McAchran, Merrell, Miller of Cherokee, Miller of Warren, Parker, Perrott, Scott, Smith, Spaulding, St. John, Watters, Williams,—17.

Absent or not voting:

Messrs. Bailey, Bell, Brant, Byington, Classen, Cook, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hinkhouse, Jackson, Johnson of Webster, Lambert, Lavender, Loomis, Marti, Martin, Mayne, Merriam, Morrison of Grundy, Thompson, Weaver, Wheeler—27.

So the motion prevailed.

Mr. Ray moved to reconsider the vote whereby Senate file No. 198 was declared lost this morning.

Carried.

Mr. Dowell moved to reconsider the vote whereby the bill was read a third time and put on its passage.

Carried.

Mr. Ray moved to amend as follows:

Amend by inserting after the words "so delivered" in line 12, the following words:

"Said professor of anatomy shall keep said body free from mutilation for a period of sixty days;"

Also after the word "and" in the same line insert the word "if;"

Also after the words "subsequently claimed" in line 12, insert the words "within said time;"

Also strike out the word "subsequently" in line 12.

Adopted.

Mr. Martin moved to insert the words "or friend" after both words "relative" in line 13.

Adopted.

Mr. Early moved to strike out after the word "when," in the fourth line, the words "coroner, undertaker or the," and insert in line 6, after the word "person," the words "who has been an inmate of said institution for at least one year next preceding death."

Mr. Prentis moved the previous question.

Carried.

The amendment of Mr. Early was lost.

The motion to read the bill a third time and put it on its passage carried, and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bowen, Brighton, Brinton, Chapman, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Fitch, Funk, Garner, Grote, Haugen, Hauger, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, Loomis, McArthur, McNulty, McQuin, Martin, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Parker, Perrott, Potter, Power, Prentis, Ray, Reed, Tibbitts, Van Houten, Wood—43.

The nays were:

Messrs. Baker, Bell, Bird, Brady, Brant, Byington, Clark, Classen, Cook, Early, Frazee, Frink, Good, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Klemme, Lowry, McAchran, McDonald, McDowell, Manahan, Marti, Miller of Cherokee, Nolan, Porter, Putnam, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—4.

Absent or not voting:

Messrs. Allen, Bailey, Griswold, Jackson, Jay, Johnson of Webster, Lambert, Lavender, Mayne, Merriam, Nietert, Wells—12.

So the bill was lost.

#### INTRODUCTION OF BILLS.

By Mr. Frick House file No. 515, a bill for an act to legalize ordinance No. 102 of the city of Clarinda, Page county, Iowa granting to the Clarinda Electric Light and Power Company the right to construct, maintain, and operate electric works in the city of Clarinda was read first and second time and referred to Committee on Judiciary.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 72, a bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy Association.

House file No. 119, a bill for an act to amend chapter 91, acts of the Twenty-fifth General Assembly relating to the extermination of Russian thistles.

House file No. 174, a bill for an act to amend section 1395 of the Code of 1873, in relation to Commissioners of Insanity.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 509, a bill for an act to provide for the allowance and payment of two hundred and seventy-five dollars to the widow of the late F. McClelland, a member of this House.

House file No. 325, a bill for an act to amend chapter 62, of the acts of the Twenty-fifth General Assembly, entitled an act to tax the traffic in intoxicating liquors and to regulate and control the same.

House file No. 290, a bill for an act to amend section 1, chapter 1, acts of the Twenty-fourth General Assembly, establishing a Board of Park Commissioners in certain cities of the first class, defining their powers, and describing their duties.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 83, a bill for an act to amend section 3, chapter 161, acts of the Twenty-first General Assembly, as amended by section 12, chapter 48, acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters.

House file No. 486, a bill for an act to legalize the incorporation proceedings and ordinances passed by the incorporated town of Woolstock, Wright county, Iowa.

House file No. 97, a bill for an act relating to the creation of liens upon exempt personal property.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 146, a bill for an act to amend section 1, chapter 23, acts of the Twentieth General Assembly, relative to the expenditures of insane soldiers' pensions.

W. E. HAUGER,  
*Chairman.*

On motion of Mr. Wood House file No. 481, a bill for an act to provide for a proper recognition of the battleship Iowa with report of committee recommending passage with amendments was taken up, considered, and the amendments of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Good, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinman, Hunt, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Laverder, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—78.

The nays were:

Messrs. Lambert and McDowell—2.

Absent or not voting:

Messrs. Byington, Chapman, Cornwall, Frazee, Frink, Funk, Garner, Griswold, Grote, Hinkhouse, Hunt, Jackson, Johnson of Webster, Mayne, Merrell, Porter, Power, Van Houten, Voelker—20.

So the bill passed and the title was agreed to.

#### REPORT OF COMMITTEE.

Mr. Wood, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House file No. 482, a bill for an act to provide for an exhibit of the resources of the State of Iowa, at the Trans-Mississippi and International Exposition to be held at Omaha in the year 1893, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass with the following amendments:

Strike out all the words in lines 16, 17 and 18, of section 1, after the word "created" in line 16, and insert the words "shall serve without compensation." Strike out the words "twenty-five in line 1, of section 2, and

insert in lieu thereof the word "ten." Strike out the words "the exposition is to be held" in line 8 of section 2, and insert in lieu thereof the words "Congress has made a substantial appropriation for the Trans Mississippi International Exposition." Add the following to section 2, after the last word of said section: "And no contracts shall be made, or money expended except upon approval of the executive council.

A. L. WOOD,  
*Chairman.*

On motion of Mr. Wood the amendments of the committee were adopted.

Mr. Wood moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brant, Brighton, Brinton, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Gurley, Hauger, Hunt, Huntley, Jay, Johnston of Franklin, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Parker, Perrott, Potter, Putnam, Reed, Smith, Sullivan, Temple, Thompson, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—56.

The nays were:

Messrs. Bailey, Bell, Chapman, Clark, Cook, Fitch, Frazee, Funk, Garner, Good, Griswold, Hazen, Hendershot, Hinkhouse, Klemme, Lambert, McDowell, Mayne, Miller of Cherokee, Mullin, Nietert, Nolan, Porter, Power, Prentis, Ray, Scott, Spaulding, Tibbitts—29.

Absent or not voting:

Messrs. Byington, Edwards, Frink, Grote, Haugen, Hinman, Jackson, Johnson of Webster, Ladd, Manahan, Miller of Warren, St. John, Van Houten, Voelker, Wilson—15.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—My vote on House file No. 482 is "just as much as a bargain."  
JOHN MORRISON.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 273, a bill for an act to amend section 4752 of the Code of 1873, and to amend section 4783 of the Code of 1873, as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies, relating to salaries of certain officers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following joint resolution, in which the concurrence of the Senate was asked:

Joint Resolution No. 8: The application of A. F. Hockett, a life prisoner confined in the penitentiary at Ft. Madison for murder.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill in which the concurrence of the Senate was asked:

House file No. 464, a bill for an act to amend section 29, chapter 28, acts of the Twenty-second General Assembly, relating to railroads and other common carriers.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 276, a bill for an act to prevent the issuing of policies of fire insurance upon risks, situated in this State, by insurance companies, associations, partnerships or individuals, without their having complied with the insurance laws of this State.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following committee report, in which the concurrence of the House is asked:

In favor of the pardon of Wm. Slowey, a life convict confined in the penitentiary for the crime of murder.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Wood, Senate file No. 396, a bill for an act to appropriate money to pay the claims of individuals and counties in Iowa, for making the exhibit of Iowa at the World's Exposition in New Orleans was taken up and considered.

Mr. Martin moved to strike out the words "twenty-one thousand five hundred dollars" in sections 1 and 3, and insert the words "twelve thousand dollars;" also in section 2, after the word "unpaid" insert the words "and no claims shall be allowed for any expenditure for a personal or firm exhibit at said exposition and all claims for actual cash furnished by individuals shall take precedence over appropriations made by counties."

Mr. Cornwall demanded a division of the question.

Mr. Cornwall moved to substitute the following for the third question in the amendment of Mr. Martin:

Provided that the claims first paid shall be those of the several counties.

Amendment of Mr. Martin, relative to paying claims for personal or firm exhibit adopted.

Amendment relative to reducing amount of appropriation carried by a vote of 34 for and 29 against.

Substitute of Mr. Cornwall to the third division of motion of Mr. Martin was lost.

Amendment of Mr. Martin was adopted.

Mr. Funk moved to amend as follows:

Amend by adding to section 2: "No claim shall be paid except to the actual owner thereof upon proof of ownership, and if the same is presented by an assignee of the original holder thereof, such assignee shall make proof of his ownership and the amount paid for the same, and in no case shall more be allowed to such assignee than the amount he paid therefor."

Adopted.

Mr. Brant moved to amend as follows:

Provided that no payment shall be made to any person, firm or company for personal expenses or salary, or for any private exhibit.

Adopted.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

Messrs. Lowry, Merrell, Cornwall, Loomis, St. John and Klemme waived their personal claims and voted on this bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bird, Brady, Brant, Brighton, Brington, Byington, Chapman, Clark, Cook, Cornwall, Crow, Doubleday, Dowell, Early, Edwards, Frink, Funk, Garner, Griswold, Grote, Hauger, Hendershot, Hinman, Johnston of Franklin,

Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keosauqua, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Putnam, Reed, Scott, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whittier, Williams, Wilson, Wood, Mr. Speaker—68.

The nays were:

Messrs. Baker, Bell, Evans, Finch, Frazee, Good, Gurley, Haugen, Hazen, Hunt, Huntley, Jackson, Lambert, McArthur, McDonald, Mayne, Miller of Cherokee, Miller of Warren, Mullin, Porter, Spaulding, Tibbitts, Wheeler, Whelan—24.

Absent or not voting:

Messrs. Bowen, Classen, Davis, Hinkhouse, Jay, Johnson of Webster, Manahan, Ray, Smith—9.

So the bill passed and the title was agreed to.

The following explanation of vote was filed:

MR. SPEAKER—I am of the opinion that the State of Iowa should pay her debts in full, if there are any, and it is not doing justice to creditors to ask them to discount their claims; I vote "no."

G. N. HAUGES.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 298, a bill for an act declaring express companies common carriers and providing for their regulation and control by the Railroad Commissioners.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

The substitute for Senate file No. 17, a bill for an act to repeal sections 1 and 2, chapter 85, acts of the Twenty-second General Assembly, relating to aliens inheriting.

W. E. BULLARD,

*Secretary.*

Mr. Parker called up the report of Committee on Pardons in reference to pardon of Theodore Bushwick, recommending that same be not granted, and moved that report of committee be concurred in.

Carried.



On motion of Mr. Wood the substitute for Senate file No. 27, a bill for an act to pay the widow of Hon. L. O. Hatch, late judge of the Thirteenth judicial district of Iowa, the salary of the office from the date of his death to the time his successor was appointed and qualified, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Klemme was called to the Chair.

Mr. Wood moved that the rule be suspended, and that bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Griswold, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—89.

The nays were:

Messrs. Lambert and Potter—2.

Absent or not voting:

Messrs. Brant, Clark, Crow, Good, Grote, McQuin, Manahan, Spaulding, Mr. Speaker—9.

So the bill passed and the title was agreed to.

#### REPORT OF COMMITTEE.

Mr. Bell, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred Senate file No. 423, a bill for an act to amend chapter 58, of the laws of the Twenty-first General Assembly, relating to the powers of the board of Commissioners of the Iowa Soldiers' Home, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same do

pass as amended. Amend section 1 by striking out all after the word "peonier," in the 13th line of printed bill and 18th line of this substitute and inserting the following: "As may use said excess for the support of the Home."

W. B. BELL,  
Chairman.

Ordered passed on file.

Mr. Funk offered the following resolution, which was laid over under rule 34.

WHEREAS, As it will be necessary for the mail carrier to remain several days after the close of the session, therefore be it

*Resolved, by the House, the Senate concurring,* That W. H. Cain be allowed pay until April 15, 1896, and that he be required to serve as mail carrier until that time.

Mr. Dowell in the Chair.

On motion of Mr. Wood, substitute for Senate file No. 253, a bill for an act making repairs on and keeping in repair the State Capitol buildings and other improvements was taken up, read a first and second time, and considered.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinman, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Loomis, McArthur, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—7.

Mr. Spaulding voted in the negative.

Absent or not voting:

Messrs. Bailey, Brady, Cook, Funk, Garner, Grote, Hauger, Hinkhouse, Hunt, Jay, Klemme, Lowry, McAchran, McDonald, McDowell, Manahan, Mayne, Morrison of Keokuk, Parker, Power, Sullivan, Temple, Mr. Speaker—23.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 480, a bill for an act to repeal sections 1 and 2, chapter 20, acts of the Twenty-fourth General Assembly, and to enact a substitute therefor, changing the term of office of sub-directors from three years to one year.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint Resolution No. 18. To furnish a copy of McClain's Code to Senator John Downey.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 453, a bill for an act to provide for a general levy for state purposes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 495, a bill for an act to legalize the official acts of the town council of Scranton, Iowa.

Amended by adding to the title "a bill for."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the House is asked:

House file No. 332, a bill for an act to amend section 989 of the Code, in relation to the drainage of surface water from the highway.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the House is asked:

House file No. 317, a bill for an act to pay the expense of procuring badges for certain employes of the Twenty-sixth General Assembly.

W. E. BULLARD,

*Secretary.*

Also:

Mr. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following House Joint Resolution in which the concurrence of the Senate was asked:

Joint Resolution relative to the pardon of William Slowey.

W. E. BULLARD,

*Secretary.*

On motion of Mr. Merrell House adjourned until 9 A. M. tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }  
DES MOINES, Iowa, Friday, April 10, 1896 }

House met at 9 A. M., Speaker Byers in the Chair.

Prayer was offered by Rev. Bruce Brown, Webster City, Iowa.

Mr. Beil called up the following Senate Joint Resolution and moved its adoption:

WHEREAS, The people of Iowa have erected a monument to express their appreciation of the courage, patriotism and sacrificing devotion of the men who braved all danger and in so many instances met death in order that national supremacy might be maintained and free institutions preserved, and,

WHEREAS, Objections having been made to the manner in which the commission who had the erection of the monument in charge have executed their trust, and,

WHEREAS, The completion of the monument requires additional directions, therefore,

*Be it resolved by the General Assembly of the State of Iowa:*

*First*—That the commission be directed not to place upon the monument any medallion portrait of any person, living or dead, as such special recognition exalts one soldier above another of equal or more deserving record.

*Second*—That the commission be directed to have inscribed upon the monument the name of each regiment and organization, the number of men enlisted, and the date of muster and discharge.

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Brady, Brant, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Doubleday, Dowell, Evans, Finch, Frink, Good, Griswold, Gurley, Hauger, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Loomis, Lowry, McCachran, McDonald, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Merrell, Miller of Warren, Morrison of Grundy, Mullin, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—69.

The nays were:

None.

Absent or not voting:

Messrs. Baker, Bowen, Brighton, Brinton, Davis, Early, Edwards, Frazee, Funk, Garner, Grote, Haugen, Hazen, Jackson, Jay, Johnson of Webster, Lambert, Lauder, Lavender, McArthur, McDowell, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Keokuk, Nietert, Porter, Power, Sullivan, Temple, Weaver—81.

So the resolution was adopted.

#### REPORT OF COMMITTEE.

Mr. Funk, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House file No. 513, a bill for an act to provide for a general levy for State purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. FUNK,  
*Chairman*

Ordered passed on file.

On motion of Mr. Wood, Senate file No. 453, a bill for an act to provide for a general levy for State purposes, was taken up, and substituted for House file No. 513.

Mr. Porter moved to amend as follows:

Amend by adding at the end of the second section the following: "but said levy shall not exceed  $2\frac{1}{4}$  mills on the dollar."

Messrs. Porter and Power demanded the ayes and nays on the question, which resulted as follows:

On the question, "Shall the amendment prevail?" the yeas were:

Messrs. Clark, Doubleday, Frazee, Hazen, Hinkhouse, Lambert, McDowell, Manahan, Merrell, Nolan, Porter, Power, Scott, Spaulding, Sullivan, Wheeler, Wilson—17.

The nays were:

Messrs. Allen, Bailey, Baker, Bell, Brady, Brant, Brighton, Byington, Chapman, Classen, Cook, Cornwall, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Gurley, Haugen, Hauger, Hendershot, Hinkhouse, Hinman, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin.

Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Reed, Smith, St. John, Temple, Thompson, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—70.

Absent or not voting:

Messrs. Bird, Bowen, Brinton, Crow, Garner, Grote, Hunt, Jackson, Jay, Merriam, Ray, Tibbitts, Van Houten—13.

So the amendment was lost.

The following explanation of vote was filed:

MR. SPEAKER—I vote “no” on the amendment because I believe it better policy to slightly increase the levy, and thus avoid incurring a debt, but at the same time I believe the precedent established by this bill to be a bad one, and calculated to encourage extravagant appropriations by future General Assemblies.

J. D. MORRISON.

On the question, “Shall the bill pass?” the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Brady, Brant, Brighton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Gurley, Hauger, Hendershot, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Potter, Prentis, Putnam, Smith, St. John, Temple, Thompson, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wood, Mr. Speaker—72.

The nays were:

Messrs. Clark, Hazen, Johnson of Webster, McDowell, Nolan, Porter, Power, Scott, Tibbitts, Wilson—10.

Absent or not voting:

Messrs. Bowen, Brinton, Frazee, Garner, Grote, Haugen, Hinkhouse, Jackson, Lambert, Manahan, Merriam, Ray, Reed, Spaulding, Sullivan, Van Houten, Voelker, Wheeler—18.

So the bill passed and the title was agreed to.

On motion of Mr. Wood House file No. 513 was indefinitely postponed.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 428, a bill for an act fixing the number of Senators in the General Assembly, apportioning them among the several counties, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill, in which the concurrence of the Senate was asked:

House file No. 143, a bill for an act to prohibit telephone companies from charging extra fees for sending messages across county lines within the State.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 346, a bill for an act defining the duties of the Attorney-General of the State and fixing the compensation of that office.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 478, a bill for an act to legalize the purchase of ground by the independent district No. 9, of West Lafayette township, Keokuk county, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

The substitute for House file No. 483, a bill for an act providing for the appointment and salary of a secretary-treasurer of the Commissioners of Pharmacy, prescribing his duties, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and of his official rights and duties.

W. E. BULLARD,  
*Secretary.*



Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill, in which the concurrence of the Senate was asked:

House file No. 289, a bill for an act to amend section 1074 of the Code, relating to forfeiture of corporate franchise.

W. E. BULLARD,  
*Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 447, a bill for an act to extend the time of the incorporation of Oak Hill Cemetery Association, of Florence township, Benton county, Iowa, and to legalize all its acts and proceedings in the election of its officers and the selling and conveying of lots.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 196, a bill for an act making appropriation for the State Normal School at Cedar Falls, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 344, a bill for an act granting to city or town councils the power to prohibit the use of barbed wire for certain purposes, and to provide for the removal of such wire.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No.

266, a bill for an act making appropriation for the penitentiary at Fort Madison, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 176, a bill for an act making appropriations for the better support of the State University in its several departments and chairs, and in aid of the income fund, and for the development of the institution, and for the completion of buildings.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 447, a bill for an act to repeal section 1, chapter 31, acts of the Twenty-second General Assembly, relating to changing names of railway stations and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 415, a bill for an act to legalize the ordinance and acts of the city council of the town of Clare, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 17, relative to missing Codes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file

No. 450, a bill for an act to amend section 801 of the Code of 1873, relating to the taxing of money.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 446, a bill for an act to apply to cities of the first class the provisions of chapter 78, acts of the Twenty-first General Assembly, as amended by chapter 17, acts of the Twenty-second General Assembly, and chapter 15, acts of the Twenty-fourth General Assembly, and chapter 3, acts of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 239, a bill for an act making appropriations for the Hospital for the Insane at Mt. Pleasant, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 195, a bill for an act making appropriations for the Iowa Industrial School, boys' department, at Eldora, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 447, a bill for an act to repeal section 1 of chapter 31 of the laws of the Twenty-second General Assembly, relating to changing names of railway stations, and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 311, a bill for an act to amend section 2276 of the Code, as amended by chapter 70 of the laws of the Twenty-second General Assembly, authorizing guardians of insane persons to mortgage real estate of their wards.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 402, a bill for an act making appropriations for the Industrial Home for the Blind at Knoxville, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 314, a bill for an act making appropriations for the Iowa School for the Deaf at Council Bluffs, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 187, a bill for an act to make appropriations for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 163, a bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 135, a bill for an act to amend sections 1766 and 1767, chapter 9, title 19 of the Code of Iowa, in relation to teachers' certificates.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 503, a bill for an act to provide additional support for the Iowa National Guard.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 75, a bill for an act making appropriation for the State Agricultural College.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 238, a bill for an act making appropriations for the penitentiary at Anamosa, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 195, a bill for an act making an appropriation for the Iowa Industrial School—boys' department—at Eldora, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 238, a bill for an act making appropriations for the penitentiary at Anamosa, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 239, a bill for an act making appropriation for the Hospital for Insane at Mt. Pleasant, Iowa,

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 75, a bill for an act making appropriations for the State Agricultural College.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 187, a bill for an act to make appropriation for the Soldiers' Orphans' Home and Home for Indigent Children at Davenport, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 314, a bill for an act making appropriation for the Iowa School for the Deaf at Council Bluffs, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled House file No. 403, a bill for an act making appropriation for the Industrial Home for the Blind at Knoxville, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 163, a bill for an act making an appropriation for the Benedict Home, at Des Moines, Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 135, a bill for an act to amend sections 1766 and 1767, chapter 9, title 12 of the Code of Iowa, in relation to teachers' certificates.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 311, a bill for an act to amend sections 2276 of the Code as amended by chapter 70, acts of the Twenty-second General Assembly, authorizing guardians of insane persons to mortgage the real estate of their wards.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 503, a bill for an act to provide additional support for the Iowa National Guard.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

Ordered passed on file.

#### SENATE MESSAGES.

Senate file No. 276, a bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this State by insurance companies, associations, partnerships, individual or individuals without their having complied with the insurance laws of this state, was read first and second time.

Mr. Smith moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bell, Bird, Brant, Chapman, Clark, Cook, Cornwall, Davis, Dowell, Early, Edwards, Funk, Good, Griswold, Hinman, Huntley, Johnston of Franklin, Ladd, Lauder, Loomis, McDonald, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Mullin, Nietert, Nolan, Ray, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Van Houten, Watters, Weaver, Wells, Williams, Wilson, Wood, Mr. Speaker—45.

The nays were:

Messrs. Allen, Bailey, Brady, Byington, Classen, Crow, Finch, Frazee, Frink, Garner, Haugen, Hauger, Hazen, Henderson, Hinkhouse, Hunt, Jay, Johnston of Webster, Klemme, Lambert, Lavender, Lowry, McAchran, McArthur, McDowell, McNulty, Manahan, Marti, Merrell, Morrison of Keokuk, Parker, Porter, Prentiss, Spaulding, Sullivan, Wheeler, Whelan, Whittier—38.

Absent or not voting:

Messrs. Baker, Bowen, Brighton, Brinton, Doubleday, Evans, Grote, Gurley, Jackson, Merriam, Morrison of Grundy, Perrott, Potter, Power, Putnam, St. John, Voelker—17.

So the bill having failed to receive a constitutional majority was declared lost.

The following communication from the Governor was received:

STATE OF IOWA,  
EXECUTIVE OFFICE,  
DES MOINES, April 9, 1896.

MR. SPEAKER—I am instructed by the Governor to advise the honorable the House of Representatives that he has approved, signed and deposited with the Secretary of State the following:

House file No. 161, an act applying to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, relating to indebtedness of cities and towns.

House file No. 226, an act to amend section 1, chapter 171, of the acts of the Twenty-first General Assembly, providing for levy of tax for fire purposes.

House file No. 51, an act to legalize and correct an error in the proceedings and acts incorporating the town of Ionia, in Chickasaw county, Iowa.



House file No. 56, an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.

House file No. 58, an act to authorize townships to vote a tax to build public halls in which to hold elections and public meetings.

House file No. 73, an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.

House file No. 96, an act to legalize the incorporation of the town of Gray, Audubon county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town not in contravention of the laws of the State of Iowa.

House file No. 109, an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa, and official acts by its officers.

House file No. 166, an act to legalize the incorporation of the town of Whitten, Hardin county, Iowa, and to legalize the election of officers and all acts done and ordinances passed by the council of said town.

House file No. 65, an act to legalize all special elections held or attempted to be held since February 16, 1894, in any city of Iowa of over five thousand inhabitants, to vote taxes not to exceed five per centum on the assessed value thereof, to construct or to aid in the construction of a highway bridge, or a combination bridge suitable for use as a highway and for railway purposes across any navigable boundary river of Iowa, including the levy of said taxes, and all acts leading up to the same or done thereunder.

House file No. 440, an act to legalize the organization and official proceedings of the Independent School District of Cooper, in Greene county, Iowa.

House file No. 209, an act to legalize the incorporation of the town of Earlham, and subsequent actions of the council of said town.

House file No. 101, an act to legalize the act of the members and the trustees of the Elk Creek Norwegian Lutheran congregation of Worth county, Iowa.

House file No. 79, an act to authorize kindergartens in independent school districts.

House file No. 245, an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.

House file No. 80, an act to legalize the acts of J. H. Ellsworth of Clayton county, Iowa, as notary public.

House file No. 327, an act to legalize the acts of the town council of Roland, Story county, Iowa.

House file No. 292, an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.

House file No. 39, an act repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail.

House file No. 188, an act to levy a tax to provide for the erection of suitable buildings for the State University of Iowa.

House file No. 224, an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof.

House file No. 232, an act to amend section 2, chapter 99 of the acts of the Twenty-fifth General Assembly, relating to powers of cities of the first-class.

House file No. 233, an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers, and all official acts done and ordinances passed by the council of said town not in contravention with the laws of the State of Iowa

House file No. 47, an act to repeal section 2580 of the Code, and to enact a substitute therefor, relating to the venue and change thereof in actions aided by attachment.

House file No. 349, an act to amend section 4, chapter 143, acts of the Sixteenth General Assembly, relating to appointment of judges of superior courts.

House file No. 223, an act making an appropriation for the support of the Iowa Weather and Crop Service.

House file No. 200, an act to make an appropriation to the Iowa State Agricultural Society.

House file No. 400, an act to amend section 2 of chapter 3 of the acts of the Fifteenth General Assembly, relative to pay of Chaplains of the General Assembly.

House file No. 422, an act making appropriation for enlarging the cell capacity and yard of the penitentiary at Fort Madison.

House file No. 37, an act to authorize cities of the second class to acquire real estate within and without their terminal limits for the purpose of outlets for sewers, and pay for the same out of the general fund of the city, or out of the sewer fund of the sewer district of which the same is the outlet.

House file No. 45, an act granting additional powers to certain cities of the second class and incorporated towns, relating to the construction of sewers or tile drains.

House file No. 48, an act to amend section 492 of the Code, relating to the proof of ordinances.

House file No. 122, an act to amend chapter 151 of the acts of the Eighteenth General Assembly.

House file No. 162, an act to amend section 1433 of the Code, as amended by chapter 26, acts of the Fifteenth General Assembly.

House file No. 191, an act to authorize the Executive Council to sell and convey a part of the lands purchased by the State for the use of the Iowa State Agricultural Society in Polk county, under the provisions of chapter 199 of the Twentieth General Assembly, and to purchase other lands for the use of said society.

House file No. 237, an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations, and person or persons resorting thereto.

House file No. 243, an act to amend section 2, chapter 35, of the acts of the Twenty-third General Assembly, relating to permits of registered pharmacists.

House file No. 248, an act to amend sections 2 and 3 of chapter 69 of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided for by said act, and to extend the term of the present incumbent.

House file No. 253, an act to amend section 454 of the Code relating to the powers of cities.

House file No. 260, an act to enable cities of the first class to buy or construct water works, and to provide for the management thereof, and giving them additional powers in respect thereto.

House file No. 329, an act releasing and granting to the city of Dubuque title to certain lands.

House file No. 361, an act to repeal section 6, chapter 43, of the acts of the Twenty-third General Assembly, and to enact a substitute therefor in reference to compensation of justices of the peace and peace officers.

House file No. 423, an act to legalize the organization of the Independent School District of Stockport, Van Buren county, Iowa.

House file No. 194, an act to provide the support fund of the Boys' Department of the Iowa Industrial School, and to repeal section 1, chapter 21, of the acts of the Fifteenth General Assembly, as amended by section 1, chapter 97, of the Seventeenth General Assembly.

House file No. 383, an act amending chapter 2 of title 10 of the Code of 1873, relating to drainage and levees.

House file No. 378, an act defining building and loan or savings and loan associations, and providing for their organization, regulation, examination, and control, and providing a penalty for the violation of said regulations, and repealing acts and parts of acts, inconsistent with this act.

House file No. 488, an act legalizing ordinances Nos. 231, 232, 233, 235, 236, 238, 239, 240, 241, 242, 244, 245, 246, 248, 249, 250, 251, 253, 255, 256, 257, 258, 259, 260, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 180, 282, 284, 285, 286, 287, 288, 289, 290, 292, 295, 296, 297, 298, 299, 300, 301, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, of the city of Clinton, Clinton county, Iowa.

House file No. 489, an act legalizing the annexation of the city of Lyons to the city of Clinton, in Clinton county, State of Iowa, and all the acts done and ordinances passed by the city councils of the city of Clinton and the city of Lyons in relation thereto.

Also House Joint Resolution No. 13.

I am further instructed by the Governor to inform the House of Representatives that he has caused to be deposited with the Secretary of State, House file 92, an act to amend section three (3), of chapter one hundred and thirty-four (134), of the acts of the Twenty-first General Assembly, to transfer Marshall county from the eleventh to the seventeenth Judicial District, and to provide a second Judge for the Seventeenth Judicial District.

WM. H. FLEMING,  
*Private Secretary,*

The Speaker signed in the presence of the House, House files Nos. 133, 447, 402, 503, 311, 163, 314, 195, 289, 238, 75, 187.

#### REPORTS OF COMMITTEES

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 393, a bill for an act to repeal chapter 70 of the acts of the

Twenty-fifth General Assembly, and chapter 10, title 3, of the Code and to provide for the selecting and drawing of jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass when amended.

Amend section 6 by adding the following:

*Provided*, if the boundaries of any voting precinct shall be changed it shall be the duty of the auditor in making the apportionment of grand and petit jurors and talesmen to assign to the new voting precincts the total number of grand and petit jurors and talesmen to which all the former precincts affected by the change were entitled, giving to each new precinct an equal number as nearly as possible.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 448, a bill for an act to legalize the Hawarden Driving Park and Fair Association of Hawarden, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL.  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House file No. 515, a bill for an act to legalize ordinance No. 102 of the city of Clarinda, and granting to Clarinda Electric Light and Power Company certain rights, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. CORNWALL.  
*Chairman.*

Ordered passed on file.

Mr. Lauder, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House file No. 321, a bill for an act to regulate the stopping of railroad passenger trains, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. W. LAUDER.  
*Chairman.*

Ordered passed on file.

Mr. Cornwall, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate file No. 16, a bill for an act to provide for and regulate the administration of trusts by savings banks and trust companies, beg leave to report

that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

W. W. CORNWALL,  
*Chairman.*

Ordered passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 69, a bill for an act to amend section 1078 of the Code, providing for the transfer of corporate stock, when used as collateral security.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 48, a bill for an act to provide for a proper recognition of the Battleship "Iowa."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House file No. 408, a bill for an act to amend section 3956 of the Code, relative to assisting prisoners to escape.

Amendment: Strike out the words "criminal charge," and insert in lieu thereof the word "custody."

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill in which the concurrence of the Senate was asked:

House file No. 512, a bill for an act to legalize the election of the city officers of Ames, Iowa, and the issuance of bonds for sundry purposes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers, and all official acts done and ordinances passed by the council of said town.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rose Hill, Mahaska county, Iowa.

W. E. BULLARD.

*Secretary.*

The Speaker signed in the presence of the House, Senate files Nos. 266, 176, 196, 344, 447, 450, 446, 415, and Senate Joint Resolution No. 17.

On motion of Mr. Smith, substitute for Senate file No. 422, a bill for an act to amend chapter 58 of the laws of the Twenty-first General Assembly, relating to the powers of the board of commissioners of the Iowa Soldiers' Home, with report of committee recommending passage with amendment, was taken up, considered, and the report of the committee adopted.

Mr. Dowell in the Chair.

Mr. Classen moved that the substitute for Senate file 422 be substituted for the bill as amended by the Committee on Military.

Speaker resumed the Chair.

Motion of Mr. Classen lost by a vote of 33 to 48.

Mr. Bell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Funk, Garner, Good, Grote, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lavender, Loomis, Lowry, McCabran, McDowell, McNulty, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Niertert, Nolan, Parker, Potter, Power, Scott, Smith, Spaulding, Van Houten, Voelker, Watters, Wheeler, Williams—61.

The nays were:

Messrs. Brant, Brinton, Classen, Edwards, Frink, Griswold, Gurley, Haugen, Ladd, Lauder, McDonald, McQuin, Martin, Merriam, Miller of Warren, Morrison of Keokuk, Mullin, Perrott, Prentiss, Putnam, Ray, Reed, St. John, Sullivan, Temple

Thompson, Tibbitts, Weaver, Wells, Wnelan, Whittier, Wilson, Wood, Mr. Speaker—34.

Absent or not voting:

Messrs. Cornwall, Jay, McArthur, Manahan, Porter—5.

So the bill passed and the title was agreed to.

The following explanation of vote was filed.

MR. SPEAKER—Believing that the old soldier should have complete and absolute control over his pension, I vote “no.” W. G. LADD.

The following resolution was offered by Mr. Baker and was unanimously adopted by a rising vote:

*Resolved*, That the House of Representatives of the Twenty-sixth General Assembly hereby declares its recognition of the distinguished ability, uniform courtesy and fairness of the Speaker, Hon. H. W. Byers, during the present session. In rapidly advancing the business of the House he has shown parliamentary ability of a high order, his decisions have been void of partisan bias and in every case looking only to the welfare of the commonwealth, and that in further recognition of the esteem in which the Speaker is held, this House as an evidence of its appreciation of his services, presents him with the chair and gavel used by him during the session.

*Resolved*, That this resolution be adopted by a rising vote.

Mr. Funk called up his motion to reconsider the vote in reference to final adjournment and moved that it be laid on the table.

Carried.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which substitute for Senate file No. 423 passed the House. W. S. ALLEN,

I second the motion.

H. J. NIETERT.

On motion of Mr. Merrell the substitute for Senate file No. 28, a bill for an act repealing sections 1 and 2, chapter 85, acts of the Twenty-second General Assembly, as amended by chapter 82, acts of the Twenty-fifth General Assembly, relating to the rights of aliens, and to enact the following in lieu thereof, was taken up, read first and second time and adopted.

Mr. Merrell moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, “Shall the bill pass?” the yeas were:

Messrs Allen, Baker, Bird, Bowen, Brant, Brighton, Byington, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Frazee, Garner, Grote, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Ladd, Lambert, Lauder,

Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Power, Prentis, Reed, Smith, Sullivan, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood. Mr. Speaker—60.

The nays were:

Messrs. Early, Finch, Gurley, Klemme, Lavender, Merriam, Ray, Thompson—8.

Absent or not voting:

Messrs. Bailey, Bell, Brady, Brinton, Chapman, Classen, Evans, Frink, Funk, Good, Griswold, Haugen, Hauger, Huntley, Johnson of Webster, Johnson of Franklin, McDonald, Manahan, Martin, Morrison of Grundy, Parker, Perrott, Potter, Putnam, Scott, Spaulding, St. John, Tibbitts, Van Houten, Voelker, Watters, Williams—32.

So the bill passed and the title was agreed to.

Mr. Putnam called up report of Committee on Pardons recommending the pardon of James Johnson, and moved that the report of the committee be adopted.

Joint Resolution No. 15, in reference to the pardon of James Johnson, was then read first and second time and put to passage.

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Allen, Baker, Bird, Brady, Brant, Byington, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowd, Edwards, Frazee, Funk, Garner, Grote, Hazen, Hinman, Huntley, Jackson, Jay, Loomis, Lowry, McAchran, McDonald, McDowell, McQuin, Marti, Mayne, Merrell, Miller of Buena Vista, Muller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Mr. Speaker—60.

The nays were:

Messrs. Bowen, Gurley, Hendershot, Johnson of Webster, Lauder, Klemme, Merriam, Miller of Warren, Nolan, Perrott, Wood—11.

Absent or not voting:

Messrs. Bailey, Bell, Brighton, Brinton, Classen, Cook, Early, Evans, Finch, Frink, Good, Griswold, Haugen, Hauger, Hinkhouse, Hunt, Johnston of Franklin, Ladd, Lambert, Lavender,



McArthur, McNulty, Manahan, Martin, Spaulding, St. John, Thompson, Van Houten, Wilson—29.

So the resolution was adopted.

On motion of Mr. Frink, House file No. 515, a bill for an act to legalize ordinance No. 162 of the city of Clarinda, Iowa, granting certain rights to the Clarinda Electric Light and Power company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Frink moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frink, Funk, Garner, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Klemme, Lambert, Lauder, Loomis, Lowry, McAcnran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Power, Prentis, Putnam, Ray, Reed, Smith, Sullivan, Temple, Tibbitts, Voelker, Watters, Weaver, Wheeler, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—76.

The nays were:

Messrs. Cornwall and Frazee—2.

Absent or not voting:

Messrs. Bailey, Brant, Brinton, Byington, Early, Evans, Griswold, Haugen, Johnson of Webster, Johnston of Franklin, Ladd, Lavender, Manahar, Mayne, Morrison of Grundy, Porter, Potter, Spaulding, St. John, Thompson, Van Houten, Wells—22.

So the bill passed and the title was agreed to.

Mr. Funk called up the motion to reconsider the vote on the substitute for Senate file No. 423, and moved it be laid on the table.

Messrs. Classen and Weaver demanded the yeas and nays on this motion, which resulted as follows:

On the question "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bell, Bird, Bowen, Brady, Byington, Chapman, Clark, Cook, Crow, Davis, Doubleday, Edwards, Frazee,

Funk, Grote, Gurley, Hazen, Hinkhouse, Hinman, Hunt, Huley, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, Marti, Merrell, Miller, Buera Vista, Miller of Cherokee, Mullin, Nietert, Nolan, Parker, Power, Ray, Smith, Spaulding, Van Houten, Watson, Wheeler, Williams, Mr. Speaker—51.

The nays were:

Messrs. Allen, Brant, Classen, Cornwall, Dowell, Garber, Hauger, Hendershot, Jay, Ladd, Lauder, McQuinn, Martin, Merriam, Miller of Warren, Morrison of Keokuk, Perrott, Prentiss, Reed, Scott, Sullivan, Temple, Thompson, Weaver, Whelan, Whittier, Wilson, Wood—29.

Absent or not voting:

Messrs. Bailey, Brighton, Brinton, Early, Evans, Frink, Frink, Good, Griswold, Haugen, McArthur, Manahan, May, Morrison of Grundy, Porter, Potter, Putnam, St. John, T. bitts, Voelker—20.

So the motion prevailed.

On motion of Mr. Weaver, substitute for Senate file No. 19, a bill for an act to establish a state board of embalming, to provide for the better protection of life and health, to prevent the spread of contagious diseases, and to regulate the practice of embalming, and providing penalties for the violation thereof with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Morrison of Grundy moved that the bill be indefinitely postponed. On a division of the House the motion was carried by a vote of 42 for and 25 against.

On motion of Mr. McArthur the substitute for Senate file No. 19, a bill for an act authorizing cities of the first class to lay sidewalks in said cities, with report of committee recommending passage was taken up, considered and the report of the committee adopted.

Mr. McArthur moved that the rule be suspended, and the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brant, Brighton, Brinton, Byington, Clark, Classen, Cook, Davis, Doubleday, Dowell, Finch, Frazee, Garner, Good, Grote, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Jackson,

Johnson of Webster, Lambert, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDonald, McNulty, McQuin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Perrott, Power, Ray, Reed, Scott, Sullivan, Temple, Thompson, Vells, Wheeler, Whelan, Mr. Speaker.—59.

The nays were:

Messrs. Edwards, Funk, Gurley, Huntley, McDowell, Martin, Miller of Cherokee, Nolan, Parker, Prentis, Smith, Spaulding, Watters, Williams, Wilson—15.

Absent or not voting:

Messrs. Chapman, Cornwall, Crow, Early, Evans, Frink, Griswold, Hauger, Hinman, Jay, Johnston of Franklin, Clemme, Ladd, Manahan, Marti, Mullin, Porter, Potter, Putnam, St. John, Tibbitts, Van Houten, Voelker, Weaver, Whittier, Wood—26.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 482, a bill for an act to provide for an exhibit of the resources of the state of Iowa at the Trans-Mississippi and International Exposition at Omaha.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 470, a bill for an act to authorize cities acting under special charters to use parks, public squares or plats of grounds for free public library purposes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill, in which the concurrence of the Senate was asked:

House file No. 456, a bill for an act to repeal chapter 8, laws of the Fifteenth General Assembly, relating to permanent survey of lands and establishing lost corners, and providing a substitute therefor.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 454, a bill for an act to amend chapter 185, acts of the Twentieth General Assembly, to apply its provisions to naphtha, benzene and gasoline, and to increase the powers and duties of the inspector of the

W. E. BULLARD.

Secretary.

On motion of Mr. Cornwall, Senate file No. 393, a bill for an act to repeal chapter 70, acts of the Twenty-fifth General Assembly, and chapter 10, title 3 of the Code, to provide for the selection and drawing of jurors, with report of committee recommending passage with amendments, was taken up, considered and the amendment of the committee adopted.

Mr. Dowell was called to the Chair.

Mr. Cornwall moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Dowell, Early, Edwards, Evans, Frink, Funk, Garter, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Heman, Huntley Jackson, Jay, Johnson of Webster, Johnson of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morris of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Porter Power, Prentiss, Putnam, Ray Reed, Scott, Smith, Temple Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood, Mr. Speaker—81.

The nays were:

Messrs. Brant, Doubleday, Hinkhouse, Nolan, Spaulding—5.

Absent or not voting:

Messrs. Chapman, Davis, Finch, Frazee, Good, Griswold, Hunt, Loomis, Manahan, Morrison of Grundy, St. John, Sullivan, Van Houten, Wilson—14.

So the bill passed and the title was agreed to.

On motion of Mr. Merriam the House adjourned until 2 P. M.

### AFTERNOON SESSION.

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House was called to order at 2 P. M. by Speaker Byers.

On motion of Mr. Cook, Senate file No. 219, a bill for an act fixing the burden of proof in a certain class of actions against telegraph companies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Cook moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Dowell, Early, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Hauger, Hazen, Hendershot, Hinman, Hunt, Jackson, Johnson of Webster, Johnson of Franklin, Ladd, Lavender, Loomis, Lowry, McAchran, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Volker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Brant, Chapman, Doubleday, Edwards, Funk, Grote, Gurley, Haugen, Hinkhouse, Huntley, Jay, Klemme, Lambert, Lauder, McArthur, McDonald, Mannahan, Merrell, Merriam, Nietert, Parker, Potter, Spaulding, St. John, Temple, Wheeler—27.

So the bill passed and the title was agreed to.

### SENATE MESSAGES.

Substitute for Senate file No. 332, a bill for an act repealing section 3106, Code of 1873, relating to the redemption of real

estate from sales on execution and enacting a substitute therefor was read first and second time.

Mr. Bell called to the Chair.

Mr. Temple moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Classen, Cook, Cornwall, Crow, Davis, Dowell, Evans, Finch, Frazee, Frink, Garner, Good, Griswold, Grote, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lambert, Lauder, Loomis, Lowry, McCachran, McArthur, McDonald, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentiss, Putnam, Ray, Reed, Scott, Smith, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood—80.

The nays were:

None.

Absent or not voting:

Messrs. Brant, Chapman, Clark, Doubleday, Early, Edwards, Funk, Gurley, Haugen, Klemme, Lavender, Manahan, Merrell, Merriam, Parker, Potter, Spaulding, St. John, Wheeler, Mr. Speaker—20.

So the bill passed and the title was agreed to.

On motion of Mr. Allen, House file No. 449, a bill for an act to prevent discrimination by fire insurance companies or their agents by rebating any part of the premiums charged or commissions allowed, and for limiting the expense of procuring business, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Loomis moved to amend as follows:

Insert in line 3 after the words "premiums thereon" the following: "or in lieu thereof such agent may be allowed a flat commission not exceeding ten per centum of the premiums collected and remitted to the company, and an additional contingent compensation at the end of each year of services, not exceeding fifteen per centum of the net premiums collected and remitted to the company after deducting therefrom the losses and expenses incurred at the agency during said year;" also in line

4 after the word "property" insert as follows: "or in lieu thereof a flat commission of fifteen per cent on the net premiums of the agency and a contingent commission of fifteen per cent at the end of each year of service and the premiums collected after deducting therefrom the losses and expenses incurred at the agency during the year."

Adopted.

Mr. Allen moved that the rule be suspended, and that the bill be considered engrossed and read a third time now.

Mr. Funk moved the previous question, which was carried by a vote of 35 for and 23 against.

The motion of Mr. Allen carried and the Clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Brinton, Byington, Clark, Classen, Davis, Dowell, Hendershot, Ladd, Lauder, Loomis, McQuin, Martin, Mayne, Mullin, Nietert, Prentis, Ray, Reed, Temple, Thompson, Weaver—23.

The nays were:

Messrs. Bailey, Baker, Bell, Bowen, Brady Cook, Cornwall, Doubleday, Edwards, Evans, Finch, Frazee, Good, Griswold, Hazen, Hinman, Hunt, Huntley, Jackson, Johnson of Webster, Johnston of Franklin, Lowry, McAchran, McDonald, McDowell, McNulty, Marti, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nolan, Parker, Porter, Power, Scott, Smith, Spaulding, Tibbitts, Van Houten, Watters, Wells, Whelan, Whittier, Williams, Wilson, Wood—46.

Absent or not voting:

Messrs. Brant, Brighton, Chapman, Crow, Early, Frink, Funk, Garner, Grote, Gurley, Haugen, Hauger, Hinkhouse, Jay, Klemme, Lambert, Lavender, McArthur, Manahan, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Perrott, Potter, Putnam, St. John, Sullivan, Voelker, Wheeler, Mr. Speaker—31.

So the bill was lost.

Mr. Wood offered the following resolution and moved its adoption:

*Resolved by the House, the Senate concurring,* That the postmistress, assistant postmistress, mail carrier, file clerk, bill clerk, chief clerk and his assistants, be required to remain at the Capitol and perform their respective duties as such for a period of three days after the close of the session of the Twenty-sixth General Assembly, for the purpose of arranging and preserving the records of this session and closing up the business of their respective offices, and that they receive the same compensation per day for said extra time as they now receive.

Adopted.

On motion of Mr. Wood Senate file No. 257, a bill for an act to aid in bringing the Iowa reports of the Supreme Court decisions up to date, and providing compensation therefor, with report of committee recommending passage, was taken up considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Brady, Brant, Brighton, Brington, Byington, Chapman, Cook, Cornwall, Crow, Davis, Double day, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hauger, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McNulty, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Power, Prentiss, Ray, Reed, Smith, Spaulding, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wood—79.

The nays were:

Messrs. Clark, Hinman, McDowell, Miller of Cherokee, Parker, Scott, Wilson—7.

Absent or not voting:

Messrs. Bailey, Bell, Bowen, Classen, Lambert, Manahan, Merre'l, Merriam, Putnam, St. John, Sullivan, Wells, Wheeler, Mr. Speaker—14.

So the bill passed and the title was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. McArthur, House file No. 516, a bill for an act amendatory to chapter 1 of the acts of the Twenty-fourth General Assembly, relating to board of park commissioners.

Read first and second time and placed on file.

On motion of Mr. Wood, Senate file No. 256, a bill for an act to provide for the payment of the balance of the salary due N. B. Raymond as reporter of the Supreme Court for the year ending January 7, 1895, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.



Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Clark, Cook, Cornwall, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Garner, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Marti, Martin, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood—88.

The nays were:

Messrs. Bell, Doubleday and Wilson—3.

Absent or not voting:

Messrs. Brady, Crow, Frazee, Funk, Hinman, Lambert, McQuin, Manahan, Mayne, Merrell, Merriam, Thompson, Mr. Speaker—13.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, Senate file No. 148, a bill for an act to provide for the payment of the claim of Scott county against the State of Iowa, for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bell, Bird, Brant, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Davis, Doubleday, Dowell, Early, Edwards, Frazee, Funk, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald,

McDowell, McNulty, McQuin, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentis, Ray, Reed, Scott, Smith, Spaulding, Sullivan, Temple, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Wilson, Wood, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Messrs. Bailey, Bowen, Brady, Brighton, Cook, Crow, Evans, Finch, Frink, Garner, Hauger, Hinman, Huntley, Johnson of Webster, Lambert, Manahan, Merrell, Merriam, Parker, Porter, Putnam, St. John, Thompson, Tibbitts, Van Houten, Williams—26.

So the bill passed and the title was agreed to.

The Speaker resumed the Chair.

Mr. Dowell was called to the Chair.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has rejected the following bill, in which the concurrence of the Senate was asked:

House file No. 469, a bill for an act to amend section 902 of the Code limiting the time for bringing action on tax deeds.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House file No. 331, a bill for an act to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 372, a bill for an act to repeal section 1, chapter 7, acts of the Twenty-fourth General Assembly, relating to the compensation of mayors when acting as justice of the peace in cities of the second class and incorporated towns.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 411, a bill for an act to reimburse Cedar county for the maintenance of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' Home at Davenport, Iowa.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 351, a bill for an act to reimburse Woodbury county for the maintenance of F. G. and Jennie Laughlin, soldiers' orphans, at the Soldiers' Orphans' Home, at Davenport, Iowa.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Wood, Senate file No. 314, a bill for an act to appropriate money to pay the expenses of the Iowa Shiloh battlefield commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lauder moved the previous question, which motion was lost by a vote of 21 to 27.

Mr. Wood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Bell, Bird, Bowen, Brady, Brinton, Clark, Cook, Cornwall, Crow, Davis, Dowell, Edwards, Evans, Frink, Funk, Good, Griswold, Hauger, Hendershot, Hinkhouse, Huntley, Jackson, Johnston of Franklin, Klemme, Ladd, Loomis, Lowry, McArthur, McNulty, McQuin, Miller of Cherokee, Morrison of Keokuk, Mullin, Nolan, Perrott, Power, Prentis, Putnam, Reed, Scott, Smith, St. John, Temple, Thompson, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wood—55.

The nays were:

Messrs. Classen, Early, Finch, Frazee, Hazen, Hunt, Lauder, McAchran, McDowell, Miller of Warren, Morrison of Grundy, Parker, Porter, Ray, Wilson—15.

Absent or not voting:

Messrs. Baker, Brant, Brighton, Byington, Chapman, Doubleday, Garner, Grote, Gurley, Haugen, Hinman, Jay, Johnson

of Webster, Lambert, Lavender, McDonald, Manahan, Mart. Martin, Mayne, Merrell, Merriam, Miller of Buena Vista, Nietert, Potter, Spaulding, Sullivan, Tibbitts, Van Houten, Mr. Speaker—80.

So the bill passed and the title was agreee to.

Mr. Van Houten raised the point of order that this bill requires a two-thirds vote to pass it.

The Speaker decided the point not well taken.

On motion of Mr. Wood, House file No. 40, a bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa with report of committee recommending passage, was taken up. considered and the report of the committee adopted.

Mr. Crow moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bird, Brady, Brant, Brinton, Classen, Cornwall, Crow, Doubleday, Dowell, Evans, Garner, Griswold, Hazen, Hendershot, Hunt, Jackson, Jay, Johnson of Franklin, Ladd, Lauder, Loomis, McArthur, McQuinn, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Mullin, Nietert, Potter, Power, Prentis, Putnam, Reed, Sullivan, Temple, Voelker, Weaver, Wheeler, Wood, Mr Speaker—48.

The nays were:

Messrs. Bailey, Baker, Bell, Bowen, Clark, Cook, Davis, Good, Gurley, Hinkhouse, Johnson of Webster, Klemme, Lambert, Lowry, McAchran, McDowell, Morrison of Keokuk, Nolan, Parker, Perrott, Porter, Ray, Scott, Smith, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Williams, Wilson—82.

Absent or not voting:

Messrs. Brighton, Byington, Chapman, Early, Edwards, Finch, Frazee, Frink, Funk, Grote, Haugen, Hanger, Hinman, Huntley, Lavender, McDonald, McNulty, Manahan, Mart. Martin, Merrell, Miller of Cherokee, Spaulding, St. John, Wells—25.

So the bill was lost.

Mr. Davis called up House file No. 483, with Senate amendments, and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bowen, Brady, Brant, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Davis, Doubleday, Dowell, Early, Frink, Griswold, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Ladd, Lambert, Lowry, McCachran, McArthur, McDowell, McNulty, Marti, Mayne, Merriam, Miller of Buena Vista, Nolan, Perrott, Potter, Power, Prentis, Ray, Reed, St. John, Sullivan, Temple, Voelker, Waters, Wheeler, Whittier, Wilson—51.

The nays were:

Messrs. Brighton, Crow, Edwards, Evans, Funk, Good, Huntley, Lauder, McQuin, Miller of Cherokee, Mullin, Nietert, Parker, Smith, Thompson, Van Houten, Wells, Whelan—18.

Absent or not voting:

Messrs. Bell, Bird, Finch, Frazee, Garner, Grote, Haugen, Hauger, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Loomis, McDonald, Manahan, Martin, Merrell, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Porter, Putnam, Scott, Spaulding, Tibbitts, Weaver, Williams, Wood, Mr. Speaker—31.

So the House concurred.

On motion of Mr. Lowry, Senate file No. 133, a bill for an act to repeal section 963 of the Code of 1873, relating to costs on appeal in establishing highways, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Mr. Lowry moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Baker, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Cook, Cornwall, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Good, Griswold, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Power, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Waters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—78.

Mr. Early voted in the negative.

Absent or not voting:

Messrs. Bailey, Bell, Brant, Classen, Crow, Frazee, Grote, Hauger, Huntley, Jackson, Jay, Loomis, McDonald, Manahan, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Keokuk, Spaulding, Van Houten, Mr. Speaker—21.

So the bill passed and the title was agreed to.

On motion of Mr. Chapman, Senate file No. 454, a bill for an act to amend chapter 185 of the acts of the Twentieth General Assembly to apply its provisions to naphtha, benzine and gasoline and to increase the powers and duties of the state inspector of oil, with report of committee was taken up, read first and second time and considered.

Mr. Chapman moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Davis, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Garner, Griswold, Grolley, Haugen, Hazen, Hinkhouse, Hinman, Johnston of Fracklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McCachran, McArthur, McNulty, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Potter, Power, Prentis, Putnam, St. John, Temple, Thompson, Van Houten, Voelker, Whelan, Whittier, Williams, Wilson, Wood—62.

The nays were:

Messrs. Doubleday, Hendershot, Jackson, McDowell, Merriam, Reed, Scott, Watters, Wheeler—9.

Absent or not voting:

Messrs. Bell, Brady, Brant, Cornwall, Crow, Frazee, Good, Grote, Haugen, Hunt, Huntley, Jay, Johnson of Webster, Loomis, McDonald, Manahan, Marti, Merrell, Miller of Warren, Parker, Porter, Ray, Smith, Spaulding, Sullivan, Tibbitts, Weaver, Wells, Mr. Speaker—29.

So the bill passed and the title was agreed to.

On motion of Mr. Baker, Senate file No. 449, a bill for an act to repeal section 4 of chapter 151, acts of the Twentieth General Assembly, relative to taxes for park purposes, was taken up, read first and second time and considered.

Mr. Baker moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Dowell, Early, Evans, Funk, Garner, Good, Griswold, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Nietert, Nolan, Potter, Prentis, Ray, Reed, Smith, St. John, Sullivan, Temple, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—70.

Mr. Edwards voted in the negative.

Absent or not voting:

Messrs. Brant, Cornwall, Crow, Davis, Doubleday, Finch, Frazee, Frink, Grote, Hauger, Huntley, Johnson of Webster, Lavender, Loomis, McDonald, Manahan, Merrell, Miller of Cherokee, Mullin, Parker, Perrott, Porter, Power, Putnam, Scott, Spaulding, Thompson, Watters, Mr. Speaker—29.

So the bill passed and the title was agreed to.

Mr. Baker called up House file No. 281 with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brady, Brinton, Byington, Chapman, Clark, Classen, Cook, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Garner, Griswold, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—76.

The nays were:

Messrs. Spaulding and Watters—2.

Absent or not voting:

Messrs. Brant, Brighton, Cornwall, Crow, Davis, Good, Grote, Hauger Jackson, Jay, Johnson of Webster, Ladd, Loomis, McDonald, Manahan, Merrell, Miller of Warren, Porter, Power, Scott, Smith, Mr. Speaker—22.

So the House concurred.

Mr. Power granted indefinite leave of absence.

Mr. Voelker called up House file No. 331, with Senate amendment and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Allen, Bailey, Baker, Bell, Bird, Bowen, Brant, Brighton, Brinton, Byington, Chapman, Classen, Crow, Doubleday, Dowell, Edwards, Evans, Frazee, Frink, Funk, Garner, Good, Griswold, Gurley, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jay, Johnston of Franklin, Klemme, Lambert, Lauder, Lavender, Loomis, Lowry, McArthur, McDowell, McNulty, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Prentis, Putnam, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—75.

The nays were:

Messrs. Clark, Finch, Watters—3.

Absent or not voting:

Messrs. Brady, Cook, Cornwall, Davis, Early, Grote, Haugen, Hauger, Jackson, Johnson of Webster, Ladd, McDonald, McQuin, Manahan, Merrell, Parker, Porter, Potter, Power, Ray, Van Houten, Mr. Speaker—22.

So the House concurred.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 447, a bill for an act to repeal section 1, chapter 31, acts of the Twenty-second General Assembly, relating to changing names of railway stations, and enacting a substitute therefor.

House file No. 503, a bill for an act to provide additional support for the Iowa National Guard.

House file No. 311, a bill for an act to amend section 2276 of the Code as amended by chapter 70, acts of the Twenty-second General Assembly.



authorizing guardians of insane persons to mortgage the real estate of their wards.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 135, a bill for an act to amend sections 1766 and 1767, chapter 9, title 12 of the Code of Iowa, in relation to teachers' certificates.

House file No. 163, a bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa.

House file No. 238, a bill for an act making an appropriation for the penitentiary at Anamosa, Iowa.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 75, a bill for an act making appropriations for the State Agricultural College.

House file No. 402, a bill for an act making appropriations for the Industrial Home for the Blind, at Knoxville, Iowa.

House file No. 314, a bill for an act making appropriations for the Iowa School for the Deaf, at Council Bluffs, Iowa.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 187, a bill for an act to make an appropriation for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa.

House file No. 239, a bill for an act making an appropriation for the Hospital for Insane, at Mt. Pleasant, Iowa.

House file No. 195, a bill for an act making an appropriation for the Iowa Industrial School, boys' department, at Eldora, Iowa.

W. E. HAUGER,  
*Chairman.*

On motion of Mr. Funk, House adjourned till 9 A. M. to morrow.

HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, Iowa, Saturday, April 11, 1896.

The House met at 9 A. M. with Speaker Byers in the Chair.  
The opening prayer was offered by the Rev. Joshua Jester.  
Mr. Allen was excused for the balance of the session.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 406, a bill for an act creating a board of police and fire commissioners in all cities of the first class having a population of more than 55,000 inhabitants, and defining the duties and powers of such board

W. E. BULLARD,  
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution, in which the concurrence of the House is asked:

A concurrent resolution with reference to an extra session for the consideration of the revision of the Code.

#### CONCURRENT RESOLUTION.

WHEREAS, The people of the State of Iowa have deemed it advisable to codify and revise the statutes of the State, and the Twenty-fifth General Assembly in obedience to the will of the people as interpreted by them, appointed a commission to do said work and make report thereof to the Twenty-sixth General Assembly for their action; and

WHEREAS, Said commission after two years labor reported to the Twenty-sixth General Assembly a proposed Code of over one thousand pages, containing a revision and codification of the statutes of the State, and this Assembly has entered into an examination and discussion thereof, and has now been in session the customary period and has not been able to pass upon more than one-half of said report up to the present time for the reasons:

*First.*—That the Assembly has been compelled to consider matters of original legislation presented in 950 bills in addition to the aforesaid Code work.

*Second.*—For the reason that the revision requires an examination of the Code of 1873 and the acts of eleven General Assemblies, the Fifteenth to Twenty-fifth inclusive, and the work of examining and comparing the proposed Code with existing statutes is slow and laborious.

*Third.*—For the reason that the commission embodied in the reported Code numerous changes from existing law, which changes have compelled the Assembly to consume time in their examination and discussion; and

WHEREAS, Doubts have arisen as to the accuracy of the revision of certain chapters and titles, and it is deemed unwise to pass the same until ample time can be given the people of the State to examine and compare the proposed Code with existing law; and,

WHEREAS, The proposed Code was not published until December, 1895, and little opportunity was given for such examination and comparison by any one prior to the convening of this General Assembly; and,

WHEREAS, The future value of the revision depends upon the care exercised in the work, and its importance demands ample time for thorough consideration, and the exclusion of original legislation is necessary while the proposed revision is under discussion; therefore, be it

*Resolved by the Senate, the House concurring,* That we deem it impossible, under existing circumstances, to complete the work of Code revision at this or any other regular session, or any reasonable extension of the present session, in a manner that would be satisfactory and acceptable and just to the people of the State.

That the propriety and expediency of Code revision cannot now be questioned, and the work, if thoroughly done, will be of lasting value to the State.

That we deem it advisable to secure the benefit of the knowledge and experience acquired by this Assembly in the work of Code revision, and the benefit of the work done by them, and believe it to be for the welfare of the State and in the interest of economy that the work be completed at as early a date as practicable, and not later than January, 1897.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Cornwall, the substitute for House file No. 496, a bill for an act to apportion the State into representative districts and declare the ratio of representation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Johnston moved the previous question, which was lost by a vote of 34 for and 37 against.

Mr. McArthur moved to substitute House file No. 496 for the committee substitute for House file No. 496.

Messrs. Cornwall and Hinman demanded the yeas and nays on this question, which resulted as follows:

On the question, "Shall the motion prevail?" the yeas were:

Messrs. Baker, Bell, Brant, Brighton, Byington, Classen, Crow, Dowell, Evans, Frazee, Grote, Hazen, Hendershot,

Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Lambert, Lauder, Loomis, Lowry, McArthur, McDowell, Manahan, Marti, Merriam, Morrison of Keokuk, Mullin, Nolan, Porter, Prentiss, Putnam, Ray, Reed, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wheeler, Wilson, Wood. Mr. Speaker—46.

The nays were:

Messrs. Bailey, Bird, Brady, Brinton, Chapman, Clark, Cook, Cornwall, Davis, Doubleday, Early, Edwards, Finch, Funk, Good, Griswold, Gurley, Haugen, Hinman, Huntley, Johnston of Franklin, Klemme, Ladd, Lavender, McAchran, McDonald, McQuin, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Parker, Perrott, Potter, Scott, Smith, Temple, Wells, Whelan—42.

Absent or not voting:

Messrs. Allen, Bowen, Frink, Garner, Hauger, McNulty, Merrell, Power, St. John, Van Houten, Whittier, Williams—12. So the motion prevailed.

The following explanation of vote was filed:

MR. SPEAKER—From the fact that this matter of change of representative districts will be submitted to the people in the form of a constitutional amendment, I vote "aye."

H. B. WATTERS

The motion to suspend the rules, to consider the bill engrossed, and to read the bill a third time, was then put and carried and the clerk read the bill.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bell, Bird, Brant, Brighton, Brinton, Byington, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Frazee, Good, Griswold, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Klemme, Lambert, Lauder, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Merriam, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Porter, Prentiss, Putnam, Ray, Spaulding, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wheeler, Williams, Wilson, Wood, Mr. Speaker—63.

The nays were:

Messrs. Bailey, Brady, Chapman, Clark, Cook, Funk, Haugen, Hinman, Huntley, Johnston of Franklin, McAchran, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Parker, Perrott, Scott, Smith, Temple, Wells, Whelan—22.

Absent or not voting:

Messrs. Allen, Bowen, Finch, Frink, Garner, Grote, Ladd, Lavender, Merrell, Potter, Power, Reed, St. John, Van Houten, Whittier—15.

So the bill passed and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Joint Resolution No. 9, a joint resolution for an amendment to the constitution of the State of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the constitution, and the substitute hereinafter proposed be adopted in lieu thereof.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 302, a bill for an act making appropriation for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 478, a bill for an act to legalize the purchase of ground by the independent district No. 9 of West Lafayette township, Keokuk county, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint resolution No. 8, a Joint resolution advising the Governor to grant a pardon to A. F. Hockett, whose request for pardon was referred to this General Assembly.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 332, a bill for an act to amend section 989 of the Code, relative to the drainage of surface waters from the highways.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 287, a bill for an act making appropriation for the Hospital for Insane at Clarinda, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 464, a bill for an act to amend section 29, chapter 28, acts of the Twenty-second General Assembly, relating to railroads and other common carriers.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 33, a bill for an act to amend chapter 132, acts of the Twentieth General Assembly.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 298, a bill for an act declaring express companies operating and doing business in this State common carriers, and providing for their regulation and control by the Railroad Commissioners.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 480, a bill for an act to repeal sections 1 and 2, chapter 20, acts of the Twenty-fourth General Assembly, and to enact a substitute therefor changing the term of office of subdirectors from three years to one year.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 102, a bill for an act to reimburse John L. Brown as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and of his official rights and duties.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers, and all official acts done and ordinances passed by the council of said town.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 512, a bill for an act to legalize the election at Ames, Iowa, of city officers and the election for the issuance of bonds for sundry purposes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance

of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' Home at Davenport, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 420, a bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled "An act empowering cities under special charters to establish boards of health."

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 396, a bill for an act to appropriate money to pay the claims of individuals and counties in Iowa, for making the exhibit at the World's Exposition at New Orleans.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 145, a bill for an act to define express companies, to prescribe the mode of taxing the same and to fix the rate of taxation thereon.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 453, a bill for an act to provide for a general levy for State purposes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 383, a bill for an act making repairs on, and keeping in repair, the State Capitol building and other improvements.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 302, a bill for an act making appropriations for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Joint Resolution No. 8, *Resolved by the Twenty-sixth General Assembly of Iowa*, That the Twenty-sixth General Assembly, to whom the Governor has referred the application of A. F. Hockett for pardon, advise the Governor to grant such pardon.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 317, a bill for an act to pay the expense of procuring badges for certain employees of the Twenty-sixth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 512, a bill for an act to legalize the election at Ames, Iowa, of city officers and the election for the issuance of bonds for sundry purposes.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' Home at Davenport, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 475, a bill for an act to legalize the purchase of ground by the independent district No. 9 of West Lafayette township, Keokuk county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 332, a bill for an act to amend section 989 of the Code, relative to the drainage of surface water from the highway.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 257, a bill for an act making appropriation for the Hospital for the Insane at Clarinda, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 464, a bill for an act to amend section 29, chapter 28, laws of the Twenty-second General Assembly, relating to railroads and other common carriers.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 33, a bill for an act to amend chapter 132 of the acts of the Twentieth General Assembly.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 293, a bill for an act declaring express companies, operating and doing business in this State, common carriers, and providing for their regulation and control by the railroad commissioners.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 480, a bill for an act to repeal sections 1 and 2, of chapter 20, acts of the Twenty-fourth General Assembly, and enact a substitute therefor changing the term of office of subdirector from three years to one year.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and of his official rights and duties.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled Joint resolution No. 9, joint resolution for amendment to the Constitution of the state of Iowa, proposing the repeal of sections 34, 35, and 36, of article 3, of the Constitution; and the substitute hereinafter proposed be adopted in lieu thereof.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, soldier's orphans, at the Soldiers' Orphans home, at Davenport, Iowa.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 420, a bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled "An act empowering cities under special charters to establish boards of health."

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 27, a bill for an act to pay the widow of Hon. L. O. Hatch, late judge of the Thirteenth Judicial district of Iowa, the salary of the office from the date of his death to the time his successor was appointed and qualified.

W. E. HAUGER,  
*Chairman House Committee*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 27, a bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this state, by insurance companies, associations, partnerships, individual or individuals, without their having complied with the insurance laws of this state.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 451, a bill for an act authorizing the Executive council to purchase or condemn a site on which to erect a memorial, historical and art building, to

procure plans and specifications therefor, and take other preliminary steps toward its construction and making an appropriation therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 400, a bill for an act to legalize the resolutions and ordinances passed and elections held to bond the city of Pella, Marion county, Iowa, to erect water works within said city, and to legalize the occupancy of block No. 36, the same which is known and platted as "West Market Square" in said city, for that purpose.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 219, a bill for an act fixing the burden of proof in a certain class of actions against telegraph companies.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, joint resolution No. 19, a joint resolution in relation to the monument.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 148, a bill for an act to provide for the payment of the claim of Scott county against the state of Iowa for expenses incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 332, a bill for an act repealing section 3106 of the Code of 1873, relating to the redemption of real estate from sales on execution, and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 256, a bill for an act to provide for the payment of the balance of salary due N. B. Raymond as reporter of the supreme court for the year ending January 7, 1895.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 257, a bill for an act to aid in bringing the Iowa report of the Iowa Supreme Court decision up to date, and providing compensation therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 19, a bill for an act authorizing cities of the first class to lay sidewalks in said cities.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, soldier's orphans, at the Soldiers' Orphan's Home, at Davenport, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 317, a bill for an act to pay the expenses of procuring badges for certain employes of the Twenty-sixth General Assembly.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

The Speaker signed in the presence of this House Senate files Nos. 400, 451, 145, 383, 276, 453, 27, 396, 257, 219, 332, 19, 256, 148; Senate joint resolution No. 19; also House files Nos. 33, 102, 287, 298, 302, 317, 332, 351, 411, 420, 464, 478, 480, 491, 512; joint resolutions Nos. 8 and 9.

Mr. Wood offered the following resolution and moved its adoption:

WHEREAS, Mr. J. D. Rowen has ably and impartially discharged the duties of Chief Clerk of the Twenty-sixth General Assembly, and merits the appreciation and thanks of every member of this House, therefore, be it

*Resolved*, that in tendering him our thanks and best wishes, we do also present to him the chair which he has occupied at his desk during this session as a token of our esteem and respect,

*Resolved*, further, that as an appreciation of our regard for the efficiency of the sergeant-at-arms, door-keepers and pages, we hereby tender them the official badges furnished them by the Twenty-sixth General Assembly.

Adopted.

The following communication from the Governor was read:

STATE OF IOWA, }  
EXECUTIVE OFFICE, }  
DES MOINES, April 10, 1896. }

*To the House of Representatives:*

I respectfully return House file No. 290, an act to amend section 1, chapter 1, acts of the Twenty-fourth General Assembly, establishing a board of park commissioner in certain cities of the first class, defining their powers, and describing their duties, for further consideration. It proposes to amend section 1 of chapter 1 of the acts of the Twenty-fourth General Assembly, by making the provisions of that act applicable to all cities which had a population of 25,000 at the state election in 1895. As thus specifically limited in its operation, the bill is, in my judgment, violative of the constitutional provision prohibiting special legislation.

But that I might not act hastily, I have sought and obtained the opinion of the Attorney General on the subject, a copy of which opinion I append hereto, and which, it will be seen, is in accord with the views suggested above.

I concur in the opinion of the Attorney General that the omission of certain words would obviate all objection to the bill. I also think that

thus modified the bill will not only accomplish its immediate object, but remove a doubt which I am advised has been raised as to the validity of the act of 1892, which the pending measure proposes to amend.

F. M. DRAKE

STATE OF IOWA,  
OFFICE OF ATTORNEY-GENERAL,  
DES MOINES, April 10, 1896.

HON. F. M. DRAKE, *Governor of Iowa,*  
*Des Moines, Iowa:*

DEAR SIR—Yours of to-day asking my opinion upon the constitutionality of House file No. 290, has received as careful attention as time permits.

The bill amends section 1 of chapter 1 of the acts of the Twenty-fourth General Assembly, so as to make the act applicable to cities which had 25,000 inhabitants at the time of the state election in 1895.

There are, I believe, but six cities in the state to which the act as amended would apply. They are as definitely known as if they had been specially named in the bill. The law as amended cannot apply to any other cities than the six referred to. This being true, under the decision of the supreme court of this state in the case of *State ex rel West v. Des Moines*, 65 N. W. Rep., 818, the act in question is local legislation and is repugnant to the constitution.

If the bill was amended by striking out of the next to the last line the words "at the time of the state election in 1895," this constitutional objection would, in my opinion, be obviated.

Yours respectfully,  
MILTON REMLEY,  
*Attorney-General.*

Mr. McArthur moved that the bill, House file No. 290, be indefinitely postponed.

Carried.

Mr. McArthur moved that the House do now take up House file No. 516.

Lost.

House Conference Committee on Appropriations granted leave to sit during the session of the House.

On motion of Mr. Loomis, Senate file No. 273, a bill for an act to amend section 4752 of the Code of 1873, and to amend section 4753 of the Code, as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies, relating to salaries of certain officers, with report of committee was taken up, read first and second time and considered.

Mr. Loomis moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brant, Brighton, Brinton, Chapman, Clark, Cook, Cornwall, Crow, Davis.



Doubleday, Dowell, Edwards, Frazee, Frink, Garner, Good, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Johnston of Franklin, Klemme, Ladd, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuinn, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Parker, Perrott, Porter, Potter, Prentis, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Byington, Classen, Early, Evans, Finch, Funk, Griswold, Haugen, Jackson, Jay, Johnson of Webster, Lambert, Lauder, Merrell, Nolan, Power, Putnam, Van Houten, Wells, Wheeler, Wood—22.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the following bill in which the concurrence of the Senate was asked:

Substitute for Senate file No. 423, a bill for an act to amend section 15, chapter 58, laws of the Twenty-first General Assembly relating to the powers of the board of commissioners of the Iowa Soldiers' home.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the House has concurred in the following bill in which the concurrence of the Senate was asked:

House file No. 412, a bill for an act to legalize the acts of the Board of Directors of independent school district of Eagle, Jefferson county, Iowa, and of the Board of Directors independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other.

W. E. BULLARD,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed a concurrent resolution in which the concurrence of the House is asked:

Relative to the disposition of medallions prepared for the soldiers' and sailors' monument.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following substitute for House concurrent resolution in which the concurrence of the House is asked, relative to certain employes of the Twenty-sixth General Assembly.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Baker, the substitute for Senate file No. 69, a bill for an act to amend section 1075 of the Code of 1873, providing for the transfer of corporate stock when used as collateral security, was taken up, read first and second time and considered.

Mr. Baker moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Brighton, Byington, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnston of Franklin, Klemme, Ladd, Lambert, Lavender, Loomis, Lowry, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Prentis, Ray, Scott, Smith, Spaulding, Sullivan, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson.  
Mr. Speaker—71.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Brant, Brinton, Chapman, Early, Edwards, Finch, Frazee, Haugen, Hauger, Hinman, Johnson of Webster, Lauder, McCachran, Mayne, Merrell, Merriam, Miller of Warren, Nietert, Parker, Potter, Power, Putnam, Reed, St. John, Temple, Thompson, Van Houten, Wood—29.

So the bill passed and the title was agreed to.

On motion of Mr. Temple Senate file No. 356, a bill for an act amending section 2410 of the code, relative to the statutory

denial of claims filed against estates of decedents was taken up, read first and second time and considered.

Mr. Temple moved that the rule be suspended, and that the bill be read third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brinton, Byington, Chapman, Classen, Cook, Cornwall, Crow, Doubleday, Early, Edwards, Finch, Frink, Funk, Garner, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Johnston of Franklin, Klemme, Lambert, Lavender, McAchran, McArthur, McDonald, McNulty, McQuin, Manahan, Marti, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Nietert, Nolan, Potter, Prentis, Ray, Reed, Scott, Smith, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Mr. Speaker—63.

The nays were:

Messrs. Clark, Evans, Martin, Morrison of Grundy, Morrison of Keokuk, Spaulding, Porter, Wheeler—8.

Absent or not voting:

Messrs. Allen, Brady, Brant, Brighton, Davis, Frazee, Haugen, Hauger, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Ladd, Lauder, Loomis, Lowry, McDowell, Merrell, Mullin, Parker, Perrott, Power, Putnam, St. John, Sullivan, Van Houten, Wood—29.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate file No. 456, a bill for an act amendatory of chapter 1, acts of the Twenty-fourth General Assembly, relative to boards of park commissioners.

W. E. BULLARD,

*Secretary.*

Mr. Temple called up concurrent resolution from the Senate relative to the completion of the Code at an extra session, and moved the House concur.

Motion carried.

On motion of Mr. Brighton, House file No. 123, a bill for an act to amend sections 14 and 22 of chapter 33 of the acts of the

Twenty-fourth General Assembly, in regard to the form and preparation of ballots at elections with report of committee recommending indefinite postponement was taken up and considered.

Mr. Brighton moved that the report be non-concurred in.

Mr. Miller of Cherokee, moved, as a substitute, that report of committee be adopted.

On a division of the House the motion was lost by a vote of 33 to 35.

Motion of Mr. Brighton carried.

Mr. Brighton moved that the rule be suspended, and that the bill be considered engrossed and read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baker, Bowen, Brant, Brighton, Chapman, Evans, Finch, Frazee, Frink, Funk, Good, Griswold, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Ladd, Lambert, Lauder, Loomis, Lowry, McAchran, McArthur, McDowell, Manahan, Marti, Mayne, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Perrott, Porter, Ray, St. John, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Weaver, Whittier, Wilson, Wood, Mr. Speaker—48.

The nays were:

Messrs. Bailey, Bell, Bird, Brady, Brinton, Byington, Clark, Classen, Cook, Cornwall, Doubleday, Dowell, Early, Edwards, Haugen, Huntley, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, McDonald, McNulty, McQuin, Martin, Merriam, Miller of Buena Vista, Miller of Cherokee, Nietert, Parker, Prentis, Reed, Scott, Smith, Spaulding, Temple, Watters, Wells, Wheeler, Whelan, Williams—40.

Absent or not voting:

Messrs. Allen, Crow, Davis, Garner, Hauger, Hinman, Jay, Merrell, Miller of Warren, Potter, Putnam—12.

So the bill having failed to receive a constitutional majority was declared lost.

Mr. Dowell called up Senate file No. 406.

Mr. Cornwall moved that this bill be referred to Committee on Municipal Corporations.

Mr. Funk moved that this bill be indefinitely postponed.  
Carried.

On motion of Mr. McArthur, Senate file No. 456, a bill for an act to amend chapter 1, of the acts of the Twenty-fourth

General Assembly, relating to board of park commissioners was taken up, read first and second time and considered.

Mr. McArthur moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Brant, Brighton, Brinton, Clark, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Evans, Finch, Frazee, Garner, Griswold, Grote, Gurley, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Smith, St. John, Sullivan, Thompson, Tibbitts, Voelker, Waters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood, Mr. Speaker—73.

Mr. Klemme voted in the negative.

Absent or not voting:

Messrs. Ailen, Bowen, Brady, Byington, Chapman, Classen, Edwards, Frink, Funk, Good, Haugen, Hauger, Hazen, Hinman, Jay, Johnson of Webster, McQuin, Merrell, Miller of Cherokee, Miller of Warren, Porter, Power, Scott, Spaulding, Temple, Van Houten, Wheeler—26.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill in which the concurrence of the Senate was asked:

House file No. 496, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

W. E. BULLARD,  
*Secretary.*

Also.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the House is asked:

House file No. 515, a bill for an act to legalize ordinance No. 102 of the city of Clarinda, Page county, Iowa, relative to Electric Light and Power company.

W. E. BULLARD,  
*Secretary.*

Mr. Wheeler called up House file No. 408 with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Brinton, Chapman, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Funk, Good, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bird, Brant, Byington, Clark, Cook, Frazee, Garner, Griswold, Hauger, Hinman, Lambert, Loomis, Marti, Merrell, Miller of Buena Vista, Miller of Warren, Parker, Power, Spaulding, Sullivan, Temple, Wood—23.

So the House concurred.

Mr. Smith called up House file No. 495, with Senate amendments and moved that the House concur.

On the question, "Shall the House concur?" the yeas were:

Messrs. Baker, Bell, Bird, Brady, Brighton, Brinton, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Evans, Finch, Frink, Garner, Good, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McDowell, McNulty, McQuin, Manahan, Marti, Martin, Mayne, Miller of Cherokee, Morrison of Grundy, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, St. John, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Wheeler, Whelan, Whittier, Williams, Wilson, Wood—77.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bailey, Bowen, Brant, Byington, Classen, Cook, Early, Edwards, Frazee, Funk, Griswold, Hauger, Hinman, Loomis, Merrell, Merriam, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk, Power, Spaulding, Temple, Van Houten, Mr. Speaker—23.

So the House concurred.

Mr. Dowell was called to the chair.

Mr. McDowell called up Senate Joint Resolution No. 18 relative to restoring lost Code to Senator Downey, and moved it be adopted.

On the question, "Shall the resolution be adopted?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brighton, Chapman, Clark, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Good, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Jay, Johnson of Webster, Johnston of Franklin, Ladd, Lambert, Lauder, Lavender, Lowry, McAchran, McArthur, McDowell, McNulty, Manahan, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Mullin, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Sullivan, Thompson, Tibbitts, Voelker, Watters, Weaver, Wells, Whelan, Whittier, Williams, Wilson, Wood—71.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Brady, Brant, Brinton, Byington, Classen, Cook, Frazee, Funk, Garner, Griswold, Hauger, Hinman, Hunt, Huntley, Jackson, Klemme, Loomis, McDonald, McQuin, Merrell, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Power, Temple, Van Houten, Wheeler, Mr. Speaker—29.

So the resolution was adopted.

On motion of Mr. Hunt the substitute for Senate file No. 177, a bill for an act empowering cities and towns having water supply and public sewers to regulate plumbing connecting with said sewers and water mains, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hunt moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Baily, Baker, Bell, Bird, Bowen, Brinton, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Griswold, Grote, Gurley, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McArthur, McDonald, McNulty, Manahan, Marti, Mayne, Miller of Buena Vista, Morrison of Keokuk, Mullen, Nolan, Perrott, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Sullivan, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wilson, Wood—69.

Mr. Merriam voted in the negative.

Absent or not voting:

Messrs. Allen, Brady, Brant, Brighton, Byington, Cook, Frazee, Funk, Garner, Good, Haugen, Hinman, Huntley, Lambert, Loomis, McDowell, McQuin, Martin, Merrell, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Nietert, Parker, Power, Spaulding, St. John, Temple, Wells, Wheeler. Mr. Speaker—80.

So the bill passed and the title was agreed to.

On motion of Mr. Klemme, Senate file No. 428, a bill for an act fixing the number of senators in the general assembly, apportioning them among the several counties according to the population of each, and dividing the state into senatorial districts was taken up, read first and second time and considered.

Mr. Klemme moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bird, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Cornwall, Crow, Davis, Doubleday, Dowell, Early, Edwards, Evans, Finch, Frink, Garner, Good, Hauger, Hazen, Hendershot, Hinkhouse, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lambert, Lowry, McAchran, McArthur, McNulty, Marti, Martin, Mayne, Merriam, Miller of Buena Vista, Miller of Cherokee, Morrison of Grundy, Miller, Nietert, Nolan, Parker, Perrott, Porter, Potter, Prentis



Putnam, Ray, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Van Houten, Voelker, Watters, Weaver, Wells, Wheeler, Williams, Wilson, Wood—74.

The nays were:

Messrs. Gurley and Whelan—2.

Absent or not voting:

Messrs. Allen, Baker, Brant, Frazee, Funk, Griswold, Grote, Gurley, Haugen, Hinman, Lauder, Lavender, Loomis, McDonald, McDowell, McQuin, Manahan, Merrell, Miller of Warren, Morrison of Keokuk, Power, Reed, Sullivan, Whelan, Whittier, Mr. Speaker—24.

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 457, a bill for an act making appropriations for the payment of state and judicial officers, state expenses and other bills.

W. E. BULLARD,  
*Secretary.*

On Motion Mr. Wood, Senate file No. 457 was taken up, read first and second time and considered.

Mr. Wood moved that the rule be suspended and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Bell, Bird, Bowen, Brighton, Chapman, Clark, Classen, Cook, Crow, Davis, Dowell, Early, Edwards, Evans, Finch, Frazee, Frink, Funk, Garner, Good, Grote, Gurley, Hazen, Hendershot, Hinkhouse, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Lowry, McAchran, McArthur, McNulty, Marti, Martin, Mayne, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Perrott, Potter, Prentis, Putnam, Ray, Reed, Scott, St. John, Sullivan, Temple, Thompson, Tibbitts, Van Houten, Voelker, Wells, Wheeler, Whelan, Williams, Wood—68.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Baker, Brady, Brant, Brinton, Byington, Cornwall, Doubleday, Griswold, Haugen, Hauger, Hinman, Hunt, Huntley, Jay, Lambert, Loomis, McDonald, McDowell, McQuin, Manahan, Merrell, Merriam, Porter, Power, Smith, Spaulding, Watters, Weaver, Whittier, Wilson, Mr. Speaker—32

So the bill passed and the title was agreed to.

On motion of Mr. Bailey Senate file No. 448, a bill for an act to legalize the Hawarden Driving Park Association, of Hawarden, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Bailey moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cook, Crow, Davis, Doubleday, Dowell, Edwards, Evans, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Johnson of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McAchran, McArthur, McDowell, McNulty, Marti, Martin, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Morrison of Keokuk, Mullin, Nolan, Parker, Perrott, Potter, Prentiss, Putnam, Ray, Reed, Smith, Spaulding, St. John, Sullivan, Temple, Tibbitts, Voelker, Wells, Whelan, Williams, Wood—72.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Brady, Brant, Cornwall, Early, Frazee, Garner, Hauger, Hunt, Lambert, McDonald, McQuin, Manahan, Merrell, Miller of Buena Vista, Miller of Warren, Nietert, Porter, Power, Scott, Thompson, Van Houten, Watters, Weaver, Wheeler, Whittier, Wilson, Mr. Speaker—28.

So the bill passed and the title was agreed to.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 386, a bill for an act to authorize the appointment of a commission to co-operate with the Vicksburg National Park commission in ascertaining and marking positions occupied by Iowa troops, etc.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Johnston of Franklin Senate file No. 290, a bill for an act to amend section 3179 of the code of 1873 relating to transcripts on appeal to the supreme court, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

The Speaker resumed the Chair.

Mr. Johnston of Franklin moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bell, Bowen, Brady, Brighton, Brinton, Byington, Chapman, Clark, Classen, Cornwall, Crow, Davis, Doubleday, Dowell, Edwards, Finch, Frink, Funk, Good, Griswold, Grote, Gurley, Haugen, Hauger, Hazen, Hendershot, Hinkhouse, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Ladd, Lauder, Lavender, Loomis, Lowry, McCachran, McArthur, McDowell, McNulty, McQuin, Marti, Martin, Mayne, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Potter, Prentis, Putnam, Ray, Reed, Scott, Smith, Spaulding, St. John, Temple, Thompson, Tibbitts, Voelker, Watters, Weaver, Whelan, Whittier, Williams, Wood, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Messrs. Allen, Bird, Brant, Cook, Early, Evans, Frazee, Garner, Hinman, Hunt, Lambert, McDonald, Manahan, Merrell, Merriam, Miller of Buena Vista, Miller of Cherokee, Miller of Warren, Perrott, Power, Sullivan, Van Houten, Wells, Wheeler, Wilson—25.

So the bill passed and the title was agreed to.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 481, a bill for an act to provide for a proper recognition of the Battle Ship Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 281, a bill for an act to exempt crematoriums from taxation.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 331, a bill for an act to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 372, a bill for an act to repeal section 1, chapter 7, acts of the Twenty-fourth General Assembly, relating to compensation of mayor when acting as justice of the peace in cities of the second class and incorporated towns, and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file. .

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rose Hill, Mahaska county, Iowa.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 372, a bill for an act to repeal section 1, chapter 7, acts of the Twenty-fourth General Assembly relative to compensation of mayor when acting as justice of the peace in cities of the second class and incorporated towns and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 481, a bill for an act to provide for a proper recognition of the battleship "Iowa."

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 331, a bill for an act to authorize cities acting under special charter to provide for the sprinkling of streets, and to levy and collect the cost thereof from abutting property.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 281, a bill for an act to exempt crematoriums from taxation.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rose Hill, Mahaska county, Iowa.

W. E. HAUGER,

*Chairman House Committee.*

G. S. GILBERTSON,

*Chairman Senate Committee.*

The Speaker signed in the presence of the House, Senate files Nos. 454, 133, 449, 314, 273.

At this juncture Mr. Byington, on behalf of the members and officers of the House of Representatives, presented to the chief clerk, Mr. Jas. D. Rowen, a very beautiful gold watch which Mr. Rowen accepted with a few well chosen remarks.

On motion of Mr. Porter Senate file No. 386, a bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg Military Park Commission in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battle and siege of Vicksburg, was taken up, and considered.

Mr. Porter moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the yeas were:

Messrs. Bailey, Baker, Bowen, Brant, Brinton, Cornwall, Crow, Davis, Frink, Griswold, Huntley, Ladd, Lauder, Merriam, Miller of Cherokee, Nietert, Nolan, Parker, Porter, Potter, Prentis, St. John, Sullivan, Voelker, Whelan, Wilson, Mr. Speaker—27.

The nays were:

Messrs. Bell, Bird, Chapman, Clark, Classen, Cook, Dowell, Early, Edwards, Evans, Finch, Funk, Good, Gurley, Haugen, Hendershot, Hinkouse, Jackson, Johnson of Webster, Johnston of Franklin, Klemme, Lambert, Loomis, Lowry, McAchran, McDonald, McDowell, McNulty, McQuin, Morrison of Grundy, Mullin, Perrott, Ray, Reed, Scott, Smith, Temple, Thompson, Van Houten, Watters, Weaver, Wells, Wood—43.

Absent or not voting:

Messrs. Allen, Brady, Brighton, Byington, Doubleday, Frazee, Garner, Grote, Hauger, Hazen, Hinman, Hunt, Jay, Lavender, McArthur, Manahan, Marti, Martin, Mayne, Merrell, Miller of Buena Vista, Miller of Warren, Morrison of Keokuk,

Power, Putnam, Spaulding, Tibbitts, Wheeler, Whittier, Williams—30.

So the bill was lost.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following bill, in which the concurrence of the Senate was asked:

House file No. 270, a bill for act to amend section 801 of the Code, relating to the assessment of taxes.

W. E. BULLARD,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate file No. 259, a bill for an act to repeal sections 1 and 5, of chapter 179, of the acts of the Twenty-first General Assembly, and to enact a substitute therefor.

W. E. BULLARD,  
*Secretary.*

On motion of Mr. Temple, substitute for Senate file No. 16, a bill for an act to provide for and regulate the administration of trusts by savings banks and trust companies with report of committee recommending indefinite postponement was taken up, considered, and the report of the committee adopted on motion of Mr. Mayne.

Mr. Classen called up Senate file No. 42 with House amendments, and moved that the House recede from its amendments.

Mr. Gurley moved, as a substitute, that the House insist on its amendments.

On the question, "Shall the House insist on the amendments," the yeas were:

Messrs. Bailey, Baker, Bell, Bird, Bowen, Brady, Byington, Chapman, Clark, Cook, Crow, Davis, Evans, Finch, Frazee, Funk, Grote, Gurley, Haugen, Hazen, Hendershot, Hinkhouse, Hinman, Hunt, Huntley, Jackson, Jay, Johnson of Webster, Johnston of Franklin, Klemme, Lavender, Lowry, McAchran, McDowell, McNulty, Manahan, Marti, Mayne, Miller of Cherokee, Miller of Warren, Morrison of Grundy, Morrison of Keokuk, Mullin, Nietert, Nolan, Parker, Porter, Prentis, Smith, Spaulding, Thompson, Tibbitts, Van Houten, Watters, Whelan, Whittier, Wilson, Wood, Mr. Speaker—55.

The nays were:

Messrs. Brant, Brinton, Classen, Cornwall, Frink, Garner, Good, Griswold, Ladd, McArthur, McDonald, McQuin, Martin, Merrell, Merriam, Miller of Buena Vista, Perrott, Putnam, Ray, Reed, Scott, St. John, Sullivan, Temple, Voelker, Weaver, Wells—29.

Absent or not voting:

Messrs. Allen, Brighton, Doubleday, Dowell, Early, Edwards, Hauger, Lambert, Lauder, Loomis, Potter, Power, Wheeler, Williams—14.

So the motion prevailed and the motion as amended carried.

The House took up House concurrent resolution, reference to retaining certain officers of the House and Senate to close up business of session with Senate amendments which was adopted as amended.

Mr. Prentis excused for balance of session.

On motion of Mr. Bowen, Senate file No. 201 was taken up and considered.

On motion of Mr. Wood, this bill was indefinitely postponed.

The House here took up Senate file No. 259, a bill which was read first and second time.

Mr. Smith moved that this bill be indefinitely postponed.

Mr. Martin moved as a substitute that the rule be suspended, and that the bill be considered engrossed and read a third now.

Lost.

Motion of Mr. Smith was carried.

The House here took up Senate resolution in reference to the medallions to have been placed on the soldiers and sailors monument.

The resolution was adopted.

The Speaker appointed as the conference committee on Senate file No. 423, Messrs. Cornwall, Putnam, Sullivan, Brinton.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on enrolled bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 501, a bill for an act to legalize certain elections held in the incorporated town of Rose Hill, Mahaska county, Iowa.

House file No. 481, a bill for an act to provide for a proper recognition of the Battleship Iowa.

House file No. 372, a bill for an act to repeal section 1, chapter 7, acts of the Twenty-fourth General Assembly relating to compensation of mayor



when acting as justice of the peace in cities of the second class, and incorporated towns, and enacting a substitute therefor.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also.

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 331, a bill for an act to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property.

House file No. 281, a bill for an act to exempt crematoriums from taxation.

W. E. HAUGER,  
*Chairman.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and found correctly enrolled, Senate file No. 273, a bill for an act to amend section 4752 of the Code of 1873, and to amend section 4783 of the Code of 1873 as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies, relating to salaries of certain officers.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee*

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 133, a bill for an act to repeal section 963 of the Code of 1873, relative to costs on appeal in establishing highways and to enact a substitute therefor.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 454, a bill for an act to amend chapter 185, acts of the Twentieth General Assembly, to apply its provisions to naphtha, benzine and gasoline, and to increase the power and duties of the State Oil Inspector.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 449, a bill for an act to repeal section 4, chapter 151, acts of the Twentieth General Assembly, relative to taxes for park purposes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 314, a bill for an act appropriating money to pay the expenses of the Iowa Shiloh Battlefield Commission, appointed by the governor of the state to locate and mark the positions held by the Iowa regiments at the battle of Shiloh, incurred in the discharge of their duties as such, and to reimburse them for moneys expended in performing such duties.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

The House here took a recess of thirty minutes.

House called to order by the Speaker.

Mr. Ray offered the following resolution as an expression of the feeling of the members of the General Assembly to the present employes, which the House ordered spread on the minutes.

*Resolved*, That if there be an extra session of the Twenty-sixth General Assembly that the chief clerk, assistant clerks, engrossing clerks, enrolling clerk, journal clerks, bill clerk, file clerk, sergeant at arms, doorkeeper, assistant door keeper, janitors, pages, and assistant postmistress of this session be the employes of said extra session.

Mr. Weaver moved that a committee of two be appointed to act with a like committee from the Senate to inform the Governor that the General Assembly is about to adjourn, and ascertain if he has any further communication to make to the General Assembly before they adjourn.

Adopted.

The Speaker appointed as such committee, Messrs. Weaver and Byington.

The Journals of April 8th, 9th and 10th were corrected and approved.

Mr. Van Houten offered the following resolution and moved it be adopted:

*Resolved*, that the thanks of this House are due and are hereby tendered to Messrs. Sherm F. Myers and Ford Howell, assistant clerks of this House, for the very faithful and efficient manner in which they have performed their duties.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 483, a bill for an act providing for the appointment and the salary of a secretary-treasurer of the Commissioners of Pharmacy, prescribing his duties, providing for his giving bond and for the inspection, by the Governor, of the books and accounts of the commissioners.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 496, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled house file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state.

W. E. HAUGER,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 412, a bill for an act to legalize the acts of the board of directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 403, a bill for an act to amend section 3956, of the Code of Iowa, relative to assisting prisoners to escape.

W. E. HAUGER,  
*Chairman*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 470, a bill for an act to authorize cities acting under special charter to use parks, public squares or plats of ground for free public library purposes.

W. E. HAUGER,  
*Chairman*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 515, a bill for an act to legalize ordinance No. 102, of the city of Clarinda, Page county, Iowa, granting to the Clarinda Electric Light and Power company, the right to construct, maintain and operate electric works in the city of Clarinda.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, house file No. 570, a bill for an act to amend section 801 of the Code of 1873, relating to the assessment of taxes.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 432, a bill for an act to provide for an exhibit of the resources of the state of Iowa at the Trans-Mississippi and International exposition to be held at Omaha in the year 1898.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 486, a bill for an act to legalize the official acts of the town council and ordinances of the incorporated town of Scranton, in Greene county, Iowa.

W. E. HAUGER,  
*Chairman*

Ordered passed on file.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 495, a bill for an act to legalize the official acts of the town council and ordinances of the incorporated town of Scranton, Greene county, Iowa

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 515, a bill for an act to legalize ordinance No. 102, of the city of Clarinda, Page county, Iowa, granting to the Clarinda Electric Light and Power company, the right to construct, maintain and operate electric works in city of Clarinda.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 470, a bill for an act to authorize cities acting under special charter to use parks, public squares, or plats of ground for free public library purposes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on enrolled bills respectfully report that they have examined and find correctly enrolled, House file No. 496, a bill for an act to apportion the state into representative districts and declare the ratio of representation.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No.

483, a bill for an act providing for the appointment and salary of a secretary-treasurer of the Commissioners of Pharmacy, prescribing his duties, providing for his giving bond, and for the inspection by the governor of the books and accounts of the commissioners.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 277, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled House file No. 42, a bill for an act to legalize the acts of the board of directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, House file No. 408, a bill for an act to amend section 2966 of the Code of Iowa, relative to assisting prisoners to escape.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 270, a bill for an act to amend section 801, of the Code of 1873, relating to the assessment of taxes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House file No. 482, a bill for an act to provide for an exhibit of the resources of the State of Iowa at the Trans-Mississippi and International Exposition, to be held at Omaha in the year 1898.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 457, a bill for an act making appropriations for the payment of state and judicial officers, state expenses and other bills.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 177, a bill for an act empowering cities and towns having water supply and public sewers to regulate plumbing connected with said sewers.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 290, a bill for an act to amend section 3179 as amended by the Twenty-second General Assembly, chapter 35, relating to transcripts on appeal to the Supreme Court.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No.

448, a bill for an act to legalize the organization of the Hawarden Driving and Fair association, of Hawarden, Iowa.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on enrolled bills respectfully report that they have examined and find correctly enrolled Senate file No. 456, a bill for an act amendatory of chapter 1 of the Acts of the Twenty-fourth General Assembly, relating to boards of park commissioners.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 428, a bill for an act fixing the number of Senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into Senatorial districts.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled Senate file No. 393, a bill for an act to repeal chapter 70 of the acts of the Twenty-fifth General Assembly, and chapter 10, title 3 of the Code, and to provide for the selecting and drawing of jurors, and providing punishment for the violation thereof.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 69, a bill for an act to amend section 1078, of the Code of 1873, providing for transfer of corporate stock when used as collateral security.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.



Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, Senate file No. 17, a bill for an act to repeal sections 1 and 2 of chapter 85, acts of the Twenty-second General Assembly, relative to the right of aliens, and to enact the following in lieu thereof:

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate file No. 356, a bill for an act amending section 2410, of the Code relating to the statutory denial of claims filed against estates of decedent.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined and find correctly enrolled, joint resolution No. 18, in relation to missing Codes.

W. E. HAUGER,  
*Chairman House Committee.*  
G. S. GILBERTSON,  
*Chairman Senate Committee.*

Ordered passed on file.

The Speaker signed in the presence of the House, House files Nos. 270, 412, 482, 408, 470, 485, 515, 483, 277 and 496.

Also Senate files Nos. 356, 17, 69, 393, 428, 448, 456, 290 and 177.

Mr. Smith offered the following resolution and moved its adoption:

*Resolved*, That we, the members of the House of Representatives of the Twenty-sixth General Assembly of Iowa extend a vote of thanks to the representatives of the press for their fair, impartial and efficient work in reporting the doings of this body.

Adopted.

Mr. Martin offered the following resolution, which was adopted.

*Resolved*, That the chairmen of the several committees and the clerks thereof, and the officers of the House are hereby directed to deliver to the Secretary of State, all bills, papers and documents belonging to the House, to be preserved for use at the extra session.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Hauger, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bill respectfully report that they have this day sent to the Governor for his approval:

House file No. 408, a bill for an act to amend section 3956 of the Code of Iowa, relative to assisting prisoners to escape.

House file No. 412, a bill for an act to legalize the acts of the board of directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.

House file No. 495, a bill for an act to legalize the official acts of the town council and ordinances of the incorporated town of Scranton, Greene county, Iowa.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 482, a bill for an act to provide for an exhibit of the resources of the state of Iowa at the Trans-Mississippi and International exposition to be held at Omaha in 1898.

House file No. 270, a bill for an act to amend section 801, code of 1873, relating to the assessment of taxes.

House file No. 515, a bill for an act to legalize ordinance No 102 of the city of Clarinda, Page county, Iowa, granting to the Clarinda Electric Light and Power company, the right to construct, maintain and operate electric works in the city of Clarinda.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 470, a bill for an act to authorize cities acting under special charter to use parks, public squares or plats of ground for free public library purposes.

House file No. 447, a bill for an act to compensate H. H. Jelly for injuries received while in the employ of the state.

House file No. 496, a bill for an act to apportion the state into representative districts and decrease the ratio of representation.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on enrolled bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 483, a bill for an act providing for the appointment and salary of a secretary-treasurer of the Commissioners of Pharmacy, prescribing his duties, providing for his giving bond, and for the inspection by the Governor of the books and accounts of the Commissioners.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

Joint resolution No. 9, Joint resolution for amendment to the constitution of the state of Iowa, proposing the repeal of sections 34, 35 and 36 of article 3 of the constitution; and the substitute hereinafter provided, be adopted in lieu thereof.

House file No. 351, a bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, soldier's orphans, at the Soldiers' Orphans' Home, at Davenport, Iowa.

House file No. 512, a bill for an act to legalize the election at Ames, Iowa, of city officers, and the election for the issuance of bonds for sundry purposes.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 411, a bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan, at the Soldiers' Orphans' home, at Davenport, Iowa.

House file No. 420, a bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled "an act empowering cities under special charters to establish boards of health.

Joint resolution No. 8—*Resolved by the Twenty-sixth General Assembly of the State of Iowa*, That the Twenty-sixth General Assembly, to whom the Governor has referred the application of A. F. Hockett, for pardon, advise the Governor to grant such pardon.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 293, a bill for an act declaring express companies operating and doing business in this state, common carriers, and providing for their regulation and control by the railroad commissioners.

House file No. 33, a bill for an act to amend chapter 132 of the acts of the Twentieth General Assembly.

House file No. 491, a bill for an act to legalize the incorporation of the town of Jolley, Calhoun county, Iowa, the election of its officers and all official acts done and ordinances passed by the council of said town.

W. E. HAUGER,  
*Chairman.*

Also.

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 102, a bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and of his official rights and duties.

House file No. 480, a bill for an act to repeal sections 1 and 2, chapter 20, acts of the Twenty-fourth General Assembly and enact a substitute therefor, changing the term of office of sub-directors from three years to one year.

House file No. 464, a bill for an act to amend section 29, chapter 28, laws Twenty-second General Assembly, relating to railroads and other common carriers.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 287, a bill for an act making appropriation for the Hospital for the Insane at Clarinda, Iowa.

House file No. 332, a bill for an act to amend section 939 of the Code, relative to the drainage of surface water from the highway.

House file No. 317, a bill for an act to pay the expense of procuring badges for certain employes of the Twenty-sixth General Assembly.

W. E. HAUGER,  
*Chairman.*

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval:

House file No. 302, a bill for an act making appropriation for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor.

House file No. 478, a bill for an act to legalize the purchase of ground by the independent district No. 9, of West Lafayette township, Keokuk county, Iowa.

W. E. HAUGER,  
*Chairman.*

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution in which the concurrence of the House is asked, relative to the appointment of a committee to notify the Governor that the General Assembly is ready to adjourn, and to ascertain if he has any communication to make before adjournment.

W. E. BULLARD,  
*Secretary.*

The resolution was adopted and the Speaker appointed as such committee Messrs. Martin and Byington, Mr. Weaver having been excused.

The Journal of to-day was read and approved.

The committee to wait on the Governor reported its duty performed and stated that the Governor had no further communications to make to the Twenty-sixth General Assembly.

The committee was then discharged.

#### REPORT OF COMMITTEE.

Mr. Cornwall, from the Committee on Conference, submitted the following report:

MR. SPEAKER—Your Committee on Conference, to whom was referred Senate file No. 423, a bill for an act to amend section 15, chapter 58, acts of the Twenty-first General Assembly, relating to the powers of the board of commissioners of the Iowa Soldiers' Home, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the House do not insist on its amendments.

W. W. CORNWALL, Chairman.

T. J. SULLIVAN.

G. M. PUTNAM.

M. H. BRINTON.

*House Conference Committee.*

On the question, "Shall the report of the committee be adopted?" the yeas were:

Messrs. Bowen, Brant, Brinton, Clark, Classen, Cornwall, Davis, Dowell, Early, Edwards, Frink, Good, Ladd, McNulty, McQuin, Martin, Morrison of Keokuk, Putnam, Scott, St. John, Sullivan, Wells, Whelan, Wood, Mr. Speaker—25.

The nays were:

Messrs. Bailey, Baker, Bell, Brady, Brighton, Byington, Crow, Doubleday, Evans, Finch, Frazee, Garner, Griswold, Grote, Gurley, Hazen, Hinkhouse, Hinman, Huntley, Jackson, Jay, Johnson of Webster, Klemme, Lowry, McCachran, McDowell, Mayne, Merriam, Miller of Cherokee, Morrison of Grundy, Nolan, Parker, Perrott, Porter, Smith, Spaulding, Thompson, Tibbitts, Voelker, Watters, Whittier, Williams—42.

Absent or not voting:

Messrs. Allen, Bird, Chapman, Cook, Funk, Haugen, Hauger, Hendershot, Hunt, Johnston of Franklin, Lambert, Lauder, Lavender, Loomis, McArthur, McDonald, Manahan, Marti, Merrell, Miller of Buena Vista, Miller of Warren, Mullin,

Nietert, Potter, Power, Prentis, Ray, Reed, Temple, Van Houten, Weaver, Wheeler, Wilson—33.

So the motion was lost.

Mr. Temple, on behalf of the House, in a few well chosen words, presented the Speaker a very beautiful gold watch as a token of unanimous regard of their body. The Speaker replying said:

*Gentlemen of the House:*

While we are waiting for the bills to be signed and the enrolling committees to report, I desire a few moments of the time of the House myself. I want to express my gratitude for the kindness and consideration you have shown me during this session. When I go forth from this hall, gentlemen, I go forth with the kindest feeling to every member of this body on both sides of the House. And while I am taking the time of the House now, I do not want to forget to commend the work of this body and especially, gentlemen, the work of the committees of this House. Never in my judgment was more earnest, hearty work done by any general assembly ever assembled in Iowa. There never was a time before in the history of legislation of this state when the business pending before the house was as fully and as completely disposed of as it will be when the gavel falls for final adjournment to-day. And this is due not to one or two or three members of this body, but it is due to the harmonious action of all the members of this body.

And at the same time, while I am commending the work of the committees and the members of this House, I want also to express my gratitude to the force in the clerk's office—Chief Rowen and his assistants. During the entire session, gentlemen, from the very first day until now, not a single word of disagreement, not a single bit of friction, not a single thing has occurred in the clerk's office to prevent or in any manner interfere with the speedy action of this body. It has, indeed, been a most efficient corps, and they are entitled to and have already had the thanks of this body for their splendid work.

At the same time I want to extend my thanks to the reporters—the gentlemen and ladies who have occupied seats in the reporters' gallery. These people represent a business in this country that, in my judgment, has more to do with the enlightenment and upbuilding of the American citizen than any other agency that I know of; and the people who have represented the press in this hall during this session have done it nobly and well, and, so far as I am concerned, not a single thing has appeared in any of the papers that have had representatives in this gallery to which I would take any exception.

And now, my friends, I want to extend my thanks to the members of this House for this beautiful timepiece. I will take it, gentlemen, and cherish it as a token of everlasting friendship, that will bind you and me together. Gentlemen, you have placed me under such obligations to you that I can hardly express my feelings upon this subject. And this chair that you so kindly gave me—I will take it with me to my humble home and place it there in the place of honor, to be kept sacred for use by the members of the Twenty-sixth General Assembly when they call to visit me, as I hope they all will as the years come and go; and I want to say to you now.

gentlemen, that the sweetest thought, the sweetest consolation, that I will take with me when I go out of this hall will be the thought that I am going away from the grandest body of men that Iowa ever produced with their friendship and confidence.

No other thought can so ennoble and build one up as the thought that he has the friendship and the confidence of a body such as this. But I want to say to you too, gentlemen, and if I could speak words of fire I would send them burning into your hearts, that no matter where you go, no matter how well or ill the future may deal with you, if I can ever add to your happiness or increase your prosperity, I will take great pleasure in doing so. You will always have in your Speaker a friend. And no matter where I may cast my lot, no matter what success or misfortune may come to me in the future, my experience in the Twenty-sixth General Assembly and in this body of men, and I do not except a single man, will go with me through life and to the last moment—and when my feet are being bathed in the waters of the River of Time—I will look back upon my experience in the Twenty-sixth General Assembly as the grandest three months of my life. I thank you.

Mr. Early moved that the Twenty-sixth General Assembly do now adjourn *sine die*.

The motion prevailed and at 12 o'clock the gavel fell and the Speaker declared the House adjourned *sine die*.





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On standing committees: Ways and means; Suppression of intemperance; Animal industry; Roads and highways; Industrial Schools, chairman; Agricultural College; Institution for Feeble-Minded; Pardons; Agriculture .....	70-79
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Introduces resolutions .....	25, 70, 101, 248, 524, 879
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HOCKETT, A. F.—Report of committee on pardon of .....	505
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HOLBROOK, P. K.—Elected Regent State University .....	361
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HOUSE FILES—

1—By Merrell. A bill for an act making an appropriation and providing for the erection of monuments in memory of the Iowa troops on Lookout Mountain and Missionary Ridge. Introduced and referred .....	PAGE 48	2—By Funk. A bill for an act to revise, amend and codify the statutes in relation to the executive department. Introduced and referred .....	PAGE 54
Reported unfavorably .....	428	Reported with amendments .....	230
Indefinitely postponed .....	676	Passed .....	484
2—By Allen. A bill for an act to revise, amend and codify the statutes in relation to the sovereignty and jurisdiction of the state and the legislative department. Introduced and referred .....	54	4—By Temple. A bill for an act to revise, amend and codify the statutes in relation to the judicial department. Introduced and referred .....	54
Reported with amendments .....	112	5—By Cornwall. A bill for an act to revise, amend and codify the statutes in relation to county and township government. Introduced and referred .....	54
Passed .....	416	Re-referred .....	191
		Reported with amendments .....	709
		Made special order .....	797

## HOUSE FILES—CONTINUED.

	PAGE		PAGE
—By Brighton. A bill for an act to revise, amend and codify the statutes in relation to city and town government.		17—By Allen. A bill for an act to revise, amend and codify the statutes in relation to the domestic relations.	
Introduced and referred .....	54	Introduced and referred .....	5
Re-referred .....	123	18—By Funk. A bill for an act to revise, amend and codify the statutes in relation to estates of decedents.	
7—By Allen. A bill for an act to revise, amend and codify the statutes in relation to elections and offices.		Introduced and referred .....	5
Introduced and referred .....	54	19—By Temple. A bill for an act to revise, amend and codify the statutes in relation to procedure in courts of original jurisdiction.	
Re-referred .....	123	Introduced and referred .....	5
8—By Funk. A bill for an act to revise, amend and codify the statutes in relation to the revenue		Re-referred .....	53
Introduced and referred .....	54	20—By Cornwall. A bill for an act to revise, amend and codify the statutes in relation to attachments, garnishment, executions and supplementary proceedings.	
Reported with amendments .....	985	Introduced and referred .....	5
Substitute introduced .....	1039	Reported with amendments .....	5
Made special order .....	1060	Made special order .....	57
9—By Temple. A bill for an act to revise, amend and codify the statutes in relation to roads, bridges and ferries.		Passed .....	32
Introduced and referred .....	54	21—By Brighton. A bill for an act to revise, amend and codify the statutes in relation to procedure to reverse, vacate or modify judgments.	
Re-referred .....	123	Introduced and referred .....	5
Reported with amendments .....	873	Reported with amendments .....	61
10—By Cornwall. A bill for an act to revise, amend and codify the statutes in relation to corporations.		Made special order .....	57
Introduced and referred .....	55	Passed .....	57
Re-referred .....	123	22—By Allen. A bill for an act to revise, amend and codify the statutes in relation to procedure in particular cases.	
Reported with amendments .....	1040	Introduced and referred .....	5
11—By Brighton. A bill for an act to revise, amend and codify the statutes in relation to internal improvements.		Reported with amendments .....	70
Introduced and referred .....	55	Made special order .....	57
Re-referred .....	621	Passed .....	59
Reported with amendments .....	650	23—By Funk. A bill for an act to revise, amend and codify the statutes in relation to justices of the peace and their courts.	
Recalled by committee .....	773	Introduced and referred .....	5
Reported with amendments .....	815	Reported with amendments .....	20
12—By Allen. A bill for an act to revise, amend and codify the statutes relative to the militia.		Made special order .....	57
Introduced and referred .....	55	Passed .....	64
Re-referred .....	265	24—By Temple. A bill for an act to revise, amend and codify the statutes in relation to evidence.	
13—By Funk. A bill for an act to revise, amend and codify the statutes in relation to the police of the state.		Introduced and referred .....	5
Introduced and referred .....	55	Re-referred .....	64
Various portions re-referred .....	153, 123, 336	Reported with amendments .....	57
Reported with amendments .....	336	25—By Cornwall. A bill for an act to revise, amend and codify the statutes in relation to crimes and punishments.	
14—By Temple. A bill for an act to revise, amend and codify the statutes in relation to education.		Introduced and referred .....	5
Introduced and referred .....	55	Reported with amendments .....	54
Various portions re-referred .....	124, 123, 338	26—By Brighton. A bill for an act to revise, amend and codify the statutes in relation to criminal procedure.	
Reported with amendments .....	360	Introduced and referred .....	5
15—By Cornwall. A bill for an act to revise, amend and codify the statutes in relation to the rights of property.		Portion re-referred .....	57
Introduced and referred .....	55	27—By Allen. A bill for an act to revise, amend and codify the statutes in relation to the discipline and government of jails and penitentiaries.	
Reported with amendments .....	510	Introduced and referred .....	5
Made special order .....	697		
Passed .....	800		
16—By Brighton. A bill for an act to revise, amend and codify the statutes in relation to trade and commerce			
Introduced and referred .....	55		
Reported favorably .....	818		

HOUSE FILES—CONTINUED.

	PAGE		PAGE
28—By Gurley. A bill for an act appropriating money to pay G. A. West for three days' services as mail carrier after adjournment of the Twenty-fifth General Assembly.		28—By Bell. A bill for an act to amend section 5345 of the Code of Iowa.	
Introduced, rules suspended, and passed .....	57	Introduced and referred .....	80
Passed the Senate .....	85	Reported unfavorably .....	153
Correctly enrolled .....	815	Indefinitely postponed .....	253
Signed by the Governor .....	501		
29—By Bell. A bill for an act to provide for suitably marking the lines and positions held by Iowa regiments during the battle of Shiloh, and for the erection of monuments, etc., in the Shiloh Battlefield National Park, commemorating their gallantry and the memory of those who fell.		27—By Bell. A bill for an act to authorize cities to acquire real estate within and without their territorial limits, for the purpose of outlets for sewers, and pay for the same out of the general fund of the city, or out of the sewer fund of the sewer district of which the same is the outlet.	
Introduced and referred .....	57	Introduced and referred .....	80
Reported unfavorably .....	428	Re-referred .....	124
Indefinitely postponed .....	543	Reported with amendments .....	323
30—By McArthur. A bill for an act to provide for the manufacture, sale and transportation of intoxicating liquors, and to regulate and control the same.		Passed .....	445
Introduced and referred .....	88	Passed the Senate .....	979
Report substitute .....	818	Correctly enrolled .....	975
Minority report unfavorable .....	819	Signed by the Governor .....	1156
Made special order .....	1008		
Indefinitely postponed .....	1068	28—By Byington. A bill for an act to amend section 3073 of the Code of Iowa.	
31—By Allen. A bill for an act defining fraternal beneficiary societies, orders or associations, and regulating the same.		Introduced and referred .....	80
Introduced and referred .....	88		
Reported favorably .....	203	29—By Cornwall. A bill for an act repealing section 2859 of the code of Iowa relative to breaking jail.	
Passed .....	203	Introduced and referred .....	80
Senate refused to concur .....	341	Reported with amendments .....	181
32—By Allen. A bill for an act to appropriate money to procure for the adjutant-general's rooms in the capitol a portrait of Adjutant-General Nathaniel B. Baker.		Passed .....	337
Introduced and referred .....	88	Amended by Senate .....	736
Reported unfavorably .....	381	Concurred in .....	744
Indefinitely postponed .....	577	Correctly enrolled .....	761
33—By Allen. A bill for an act to amend chapter 132 acts of the Twentieth General Assembly.		Signed by the Governor .....	1155
Introduced and referred .....	88		
Reported with amendments .....	494	40—By Crow. A bill for an act calling for an appropriation to buy and remove the dam across the Des Moines river at Bonaparte, Van Buren county, Iowa.	
Failed to pass .....	913	Introduced and referred .....	80
Motion filed to reconsider .....	913	Reported without recommendation .....	480
Made special order .....	922	Made special order .....	
Passed .....	955	Failed to pass .....	806
Returned from Senate with amendments .....	1119	Re-referred .....	902
House concurred .....	1127	Reported favorably .....	983
Correctly enrolled .....	1138	Lost on passage .....	1174
34—By Baker. A bill for an act to amend section 1078 of the Code of 1873, providing for transfer of corporate stock when used as collateral security.			
Introduced and referred .....	88	41—By Crow. A bill for an act providing for the examination of private banks and other associations transacting a banking business.	
Reported with amendments .....	400	Introduced and referred .....	80
Passed .....	594	Reported unfavorably .....	586
Returned from Senate .....	840	Indefinitely postponed .....	695
35—By Baker. A bill for an act to prevent the adulteration of candy.			
Introduced and referred .....	88	42—By Davis. A bill for an act to amend section 5415, McClain's Code, relating to infectious diseases.	
Re-referred .....	154	Introduced and referred .....	80
Reported unfavorably .....	203	Reported favorably .....	332
Indefinitely postponed .....	255	Indefinitely postponed .....	545
		43—By Doubleday. A bill for an act to regulate the manner of recording and keeping perfect land titles.	
		Introduced and referred .....	80
		Reported unfavorably .....	423
		Indefinitely postponed .....	543

## HOUSE FILE 3—CONTINUED.

	PAGE		PAGE
44—By Doubleday. A bill for an act to define additional duties of assessors to those embraced in section 1301 of McClain's Code, or section 822 of the Code of 1873, namely, the listing of all pieces of real estate, together with the price each piece sold for, distinguishing by separate columns between the pieces that were sold at ordinary sale, in which both parties were free to give or take the price for which the real estate was sold, and those pieces that were sold at forced or sheriff sale, and to further define the duties of city, township, county and state boards of equalization.		50—By Finch. A bill for an act for the better protection of young females.	
Introduced and referred.....	90	Introduced and referred.....	90
Reported unfavorably.....	203		
Indefinitely postponed.....	330	51—By Frazee. A bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Iowa in Obickasaw county, Iowa.	
45—By Early. A bill for an act to regulate primary elections of voluntary political parties or associations, and to punish frauds therein		Introduced and referred.....	2
Introduced and referred.....	90	Reported favorably.....	23
Reported substitute.....	345	Passed.....	35
Made special order.....	645	Returned from Senate with amendments.....	48
Substitute for Senate file No. 23 substituted therefor.....	906	House concurred.....	66
		Correctly enrolled.....	56
46—By Evans. A bill for an act granting additional powers to cities of the second class and incorporated towns, relating to the construction of sewers or tile drains.		Signed by the Governor.....	134
Introduced and referred.....	90	52—By Garner. A bill for an act providing a substitute for chapter 6 of title 9, of the Code of 1873, and for establishing domestic building and loan associations, and prescribing conditions for the regulation and management of the same, and of all foreign building and loan associations doing business in the state of Iowa.	
Reported favorably.....	337	Introduced and referred.....	9
Made special order.....	410		
Passed.....	470	53—By Garner. A bill for an act providing a substitute for sections 5415, 5416 and 5417 of chapter 11, title 24 of McClain's Annotated Code, and prescribing conditions for the prevention of hog cholera, swine plague and anthrax, and other contagious or infectious diseases of swine in the state of Iowa.	
Returned from Senate with substitute.....	939	Introduced and referred.....	5
Substitute passed.....	969	Reported unfavorably.....	57
Correctly enrolled.....	1017	Indefinitely postponed.....	54
Signed by the Governor.....	1156	54—By Griswold. A bill for an act to authorize the directors of independent school districts to establish industrial training departments.	
47—By Finch. A bill for an act to repeal section 2390 of the Code and enact a substitute therefor relating to the venue and change thereof in actions aided by attachment.		Introduced and referred.....	8
Introduced and referred.....	90	Reported favorably.....	28
Reported favorably.....	181	Passed.....	53
Passed.....	280		
Passed the Senate.....	736	55—By Gurley. A bill for an act appropriating money to procure for the Governor's rooms in the capitol, portraits of ex-Gov. John H. Gear, ex-Gov. Buren R. Sherman, ex-Gov. William Larrabee, ex-Gov. Horace Boles and ex-Gov. Frank D. Jackson.	
Correctly enrolled.....	762	Introduced and referred.....	97
Signed by the Governor.....	1156	Reported favorably.....	37
48—By Finch. A bill for an act to amend section 492 of the Code, McClain's, relating to the proof of ordinances.		Passed.....	51
Introduced and referred.....	90	Rejected by the Senate.....	67
Reported with amendments.....	203		
Passed.....	294	56—By Haugen. A bill for an act to legalize the acts and ordinances of the incorporated town of Leland, Winnebago county, Iowa.	
Passed the Senate.....	863	Introduced and referred.....	9
Correctly enrolled.....	977	Reported favorably.....	25
Signed by the Governor.....	1156	Passed.....	26
49—By Finch. A bill for an act to amend section 3055 of the Code, relating to notice to sheriff by claimant of property.		Returned from Senate with amendments.....	63
Introduced and referred.....	90	House concurred.....	66
		Correctly enrolled.....	56
		Signed by the Governor.....	135



SE FILES—CONTINUED.

	PAGE
y Hinman. A bill for an act to legalize the proceedings of the board of supervisors of Wright county in locating and constructing a drain through the incorporated town of Clarion in said county, and in making apportionment of the cost, expenses, costs of construction, fees and compensation for property appropriated and damages sustained by the construction of the drain, and in assessing the same among the owners of the land benefited thereby, and in levying the same as a tax against the lands of the owners so benefited.	91
Introduced and referred.....	285
Reported favorably.....	307
Passed.....	986
Rejected by the Senate.....	
y Hinman. A bill for an act to authorize the township of any county in the state of Iowa to build public halls for elections and public meetings.	91
Introduced and referred.....	265
Reported with amendments.....	297
Passed.....	448
Returned from Senate with amendments.....	496
House concurred.....	569
Correctly enrolled.....	1155
Signed by the Governor.....	
y Lambert. A bill for an act to make February 22d a legal holiday in the state of Iowa, and closing all schools on that day.	91
Introduced and referred.....	203
Re-referred.....	
y Lambert. A bill for an act to relieve the asylum for destitute and orphaned children at Andrew, Iowa, from its indebtedness to the state.	93
Introduced and referred.....	264
Reported favorably.....	265
Senate File No. 39 substituted therefor.....	
y McCachran. A bill for an act for the preservation of the fur-bearing and game animals, and the song and game birds of the state.	93
Introduced and referred.....	876
Reported without recommendation.....	972
Lost on passage.....	
y McCachran. A bill for an act regulating insurance.	93
Introduced and referred.....	758
Reported unfavorably.....	1047
Indefinitely postponed.....	
y McArthur. A bill for an act to amend section 3861 of the Code, as amended by section 1, chapter 114 of the acts of the Twenty-first General Assembly in relation to offenses against the life and the person.	92
Introduced and referred.....	849
Reported with amendments.....	484
Made special order.....	585
Passed.....	841
Rejected by the Senate.....	

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64—By McDowell. A bill for an act to provide for the establishment of an insurance department and the appointment of an insurance superintendent.	93
Introduced and referred.....	427
Reported unfavorably.....	540
Indefinitely postponed.....	
65—By McNulty. A bill for an act to legalize all special elections held or attempted to have been held since February 16, 1894, in any city of Iowa of over five thousand inhabitants to vote taxes not to exceed five per cent on the assessed value thereof, to construct, or to aid in the construction of a highway bridge or a combination bridge suitable for use as a highway and for railway purposes across any navigable boundary river of Iowa, including the levy of said taxes, and all acts leading up to the same or done thereunder.	93
Introduced and referred.....	154
Reported favorably.....	221
Passed.....	490
Passed the Senate.....	570
Correctly enrolled.....	1155
Signed by the Governor.....	
66—By McNulty. A bill for an act to regulate the holding of primary elections.	92
Introduced and referred.....	439
Reported unfavorably.....	544
Indefinitely postponed.....	
67—By Miller of Cherokee. A bill for an act making appropriation to construct the hospital for the insane at Cherokee.	93
Introduced and referred.....	
68—By Miller of Cherokee. A bill for an act making appropriation to purchase land for the site of the hospital for the insane at Cherokee.	93
Introduced and referred.....	93
69—By Morrison of Grundy. A bill for an act to prohibit the manufacture and sale of cigarettes.	93
Introduced and referred.....	154
Reported with amendments.....	266
Senate file No. 7 substituted therefor.....	
70—By Morrison of Keokuk. A bill for an act to suppress intemperance and lying.	93
Introduced and referred.....	847
Re-referred.....	897
Reported unfavorably.....	583
Indefinitely postponed.....	
71—By Morrison of Keokuk. A bill for an act to provide for the control and suppression of hog cholera and swine plague in the state of Iowa.	93
Introduced and referred.....	423
Reported unfavorably.....	542
Indefinitely postponed.....	
72—By Neitert. A bill for an act to provide for the publication of the annual proceedings of the Iowa State Dairy association.	93
Introduced and referred.....	315
Reported with amendments.....	340
Passed.....	879
Returned from the Senate with amendments.....	899
House concurred.....	974
Correctly enrolled.....	

## HOUSE FILES—CONTINUED.

	PAGE		PAGE
73—By Perrott. A bill for an act to legalize the acts and ordinances of the incorporated town of Minburn, Dallas county, Iowa.		81—By Sullivan. A bill for an act to pay to the widow of H. L. O. Hatch, late district judge of the Thirteenth judicial district of Iowa, deceased, the salary for his unexpired term as such judge.	
Introduced and referred.....	93	Introduced and referred.....	8
Reported favorably.....	293	Reported favorably.....	25
Passed.....	310	Failed to pass.....	32
Returned from Senate with amendments.....	419	Reconsidered and lost on passage.....	45
House concurred.....	495		
Correctly enrolled.....	569	82—By Tibbitts. A bill for an act to allow the manufacture and sale and shipment of spirituous malt and vinous liquors.	
Signed by the Governor.....	1153	Introduced and referred.....	8
		Reported substitute.....	33
74—By Reed. A bill for an act to provide free-text books for the pupils in the public schools of the state.			
Introduced and referred.....	93	83—By Tibbitts. A bill for an act to amend section 13, chapter 8 of the acts of the Twenty-second General Assembly of the State of Iowa, relating to the registration of voters.	
Reported favorably.....	293	Introduced and referred.....	8
Re-referred.....	321	Reported with amendments.....	29
Senate File No. 40 substituted therefor.....	553	Passed.....	64
		Passed the Senate.....	107
75—By Reed. A bill for an act making appropriations for the State Agricultural College.		Correctly enrolled.....	109
Introduced and referred.....	93		
Reported substitute.....	1033	84—By Smith. A bill for an act to prevent combinations between fire insurance companies, and providing penalties therefor.	
Passed.....	1081	Introduced and referred.....	8
Passed the Senate.....	1105	Reported unfavorably.....	61
Correctly enrolled.....	1151	Indefinitely postponed.....	73
76—By Spaulding (by request). A bill for an act to punish any person for inflicting disease upon any person by inoculation.		85—By Van Houten (by request). A bill for an act to regulate the practice of dentistry in the state of Iowa.	
Introduced and referred.....	93	Introduced and referred.....	8
Reported unfavorably.....	301	Re-referred.....	32
Indefinitely postponed.....	323	Reported unfavorably.....	35
		Indefinitely postponed.....	67
77—By St. John. A bill for an act to create and regulate public warehouses, and the warehousing, shipping, weighing and inspection of grain.			
Introduced and referred.....	94	86—By Voelker. A bill for an act to authorize the historical department of Iowa to purchase a certain unpublished manuscript known as "A History of the Iowa Troops in the War of the Rebellion."	
Reported favorably.....	427	Introduced and referred.....	35
Made special order.....	664	Reported unfavorably.....	37
Failed to pass.....	733	Indefinitely postponed.....	53
Reconsidered and passed.....	754		
		87—By Weaver. A bill for an act legalizing the proceedings of the board of supervisors of Louisa county, Iowa, relative to restraining stock from running at large.	
78—By St. John. A bill for an act to amend sections 1 and 2 of chapter 79, of the acts of the Twenty-first General Assembly of Iowa, relating to diseased swine.		Introduced and referred.....	35
Introduced and referred.....	94	Reported favorably.....	151
Reported with amendments.....	133	Senate file No. 113 substituted therefor.....	29
Made special order.....	330		
Passed.....	431	88—By Byington. A bill for an act to amend section 305 of the Code of Iowa.	
		Introduced and referred.....	114
79—By Sullivan. A bill for an act to authorize kindergartens in independent school districts.		Reported substitute.....	109
Introduced and referred.....	94	Made special order.....	64
Reported with amendments.....	333	Re-referred.....	35
Passed.....	579	Reported unfavorably.....	107
Passed the Senate.....	614		
Correctly enrolled.....	669	89—By Chapman. A bill for an act to prohibit the assignment of claims for witness fees, and to prohibit the giving of orders therefor.	
Signed by the Governor.....	1155	Introduced and referred.....	114
80—By Sullivan. A bill for an act to legalize the acts of J. H. Ellsworth of Clayton county, Iowa, as notary public.			
Introduced and referred.....	94		
Reported with amendments.....	309		
Passed.....	548		
Passed the Senate.....	707		
Correctly enrolled.....	725		
Signed by the Governor.....	1155		

## SE FILES—CONTINUED.

	PAGE
y Chapman. A bill for an act to amend section 8814, as amended by the Sixteenth General Assembly, chapter 83, relating to witness fees.	
Introduced and referred.....	115
Reported favorably.....	285
Passed.....	307
Rejected by the Senate.....	735
y Chapman. A bill for an act repealing section 8690, relating to special constables, and enacting a substitute therefor.	
Introduced and referred.....	115
Reported with amendments.....	350
Indefinitely postponed.....	661
y Classen. A bill for an act to amend section 3 of chapter 184, of the acts of the Twenty-first General Assembly, to transfer Marshall county from the Eleventh to the Seventeenth judicial district, and to provide a second judge for the Seventeenth judicial district.	
Introduced and referred.....	115
Reported favorably.....	308
Made special order.....	340
Ordered engrossed.....	483
Correctly engrossed.....	488
Called to pass.....	443
Motion to reconsider.....	444
Passed.....	746
Passed the Senate.....	853
Correctly enrolled.....	974
y Crow. A bill for an act to prevent and punish fraud in the manufacture and sale of buckwheat flour and sugar-tree molasses.	
Introduced and referred.....	115
Reported unfavorably.....	338
Indefinitely postponed.....	309
y Davis. A bill for an act to punish persons guilty of furnishing libelous matter to newspapers, magazines or periodicals.	
Introduced and referred.....	115
Reported unfavorably.....	685
Indefinitely postponed.....	775
y Doubleday. A bill for an act to amend paragraph No. 4, in section 796 of the Code of Iowa for the year 1873, for the levying of tax for county bridges.	
Introduced and referred.....	115
Reported favorably.....	316
Called to pass.....	405
Motion to reconsider.....	410
Passed.....	459
y Edwards. A bill for an act to legalize the incorporation of the town of Gray, Audubon county, Iowa; the election of its officers; and all official acts done, and ordinances passed by the council of said town not in contravention with the laws of the state of Iowa.	
Introduced and referred.....	115
Reported favorably.....	384
Passed.....	305
Returned from Senate with amendments.....	418
House concurred.....	545
Correctly enrolled.....	570
Signed by the Governor.....	1155

	PAGE
97—By Evans. A bill for an act relating to the creation of liens upon exempt personal property.	
Introduced and referred.....	115
Reported substitute.....	400
Passed.....	535
Returned from Senate with amendments.....	538
House concurred.....	869
Correctly enrolled.....	975
98—By Funk. A bill for an act to amend sections 509 and 510 of the Code of 1873 relating to changing class of towns and cities.	
Introduced and referred.....	116
Reported favorably.....	354
Made special order.....	235
Passed.....	319
Rejected by the Senate.....	903
99—By Garner. A bill for an act relating to partition fences, and providing a substitute for sections 2323, 2324, 2325, 2326 and 2329 of McClain's Code of Iowa.	
Introduced and referred.....	116
Reported unfavorably.....	397
Indefinitely postponed.....	591
100—By Griswold. A bill for an act making an appropriation for the Hospital for the Insane at Independence.	
Introduced and referred.....	116
101—By Haugen. A bill for an act to legalize the incorporation and the acts of the members and the trustees of the Elk Creek Norwegian Lutheran congregation, of Worth county, Iowa.	
Introduced and referred.....	116
Reported favorably.....	384
Passed.....	309
Returned from Senate with amendments.....	583
House concurred.....	590
Correctly enrolled.....	669
Signed by the Governor.....	1155
102—By Huntley (by request). A bill for an act to reimburse John L. Brown, as Auditor of State during the years 1885 and 1886, for money expended in defense of his said office and of his official rights and duties.	
Introduced and referred.....	116
Reported with amendments.....	460
Re-referred.....	913
Reported favorably.....	932
Passed.....	1085
Passed the Senate.....	1145
Correctly enrolled.....	1189
103—By Klemme. A bill for an act for the suppression of the wild mustard.	
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Reported unfavorably.....	487
Indefinitely postponed.....	540
104—By Lambert. A bill for an act for the punishment of crimes for the second and subsequent offenses, and what shall be deemed prima facie evidence of a former conviction.	
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105—By McAchran. A bill for an act for the protection of sheep and horse raising.		114—By Tibbitts. A bill for an act to amend section 513 of chapter 1, title 6 of the Code of Iowa, as amended by chapter 63 of the acts of the Fifteenth General Assembly of the state of Iowa.	
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Indefinitely postponed .....	407	Indefinitely postponed .....	33
106—By McNulty (by request). A bill for an act to allow the manufacture and sale and shipment at wholesale, by the manufacturer, of spirituous, malt and vinous liquors.		115—By Tibbitts. A bill for an act to amend section 906, chapter 2, title 6, of the Code of Iowa, as amended by chapter 63 of the acts of the Fifteenth General Assembly of the state of Iowa, relating to the tax and license for peddlers.	
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107—By Martin. A bill for an act to legalize conveyances of real estate made in compliance with the laws and usages of other states, territories and countries.		Reported unfavorably .....	41
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Indefinitely postponed .....	655	116—By Tibbitts. A bill for an act to amend section 4 of chapter 47 of the acts of the Sixteenth General Assembly, and also section 5 of chapter 126 of the acts of the Seventeenth General Assembly of the state of Iowa, relating to taxation of agricultural and horticultural lands within incorporated cities and towns.	
108—By Merrell. A bill for an act to amend chapter 86 of the laws of the Twenty-second General Assembly of the state of Iowa, in regard to the rights of aliens.		Introduced and referred .....	115
Introduced and referred .....	117	Reported unfavorably .....	49
Re-referred .....	287	Indefinitely postponed .....	32
Reported favorably .....	684		
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109—By Merriam. A bill for an act to legalize the incorporation of the town of Colesburg, Delaware county, Iowa.		Indefinitely postponed .....	37
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Reported favorably .....	286	118—By Whelan. A bill for an act to amend section 4335 of McClain's Code, relative to redemption from sheriff's sale.	
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Returned from Senate with amendments .....	419	Reported with amendments .....	32
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Correctly enrolled .....	569	Indefinitely postponed and Senate substitute for Senate file No. 323 substituted therefor .....	126
Signed by the Governor .....	1155		
110—By Morrison of Keokuk. A bill for an act to amend sections 7, 8, 13, 14, 15, 18 and 25, chapter 33, laws of Twenty-fourth General Assembly, relative to the printing and distribution of ballots at public expense.		119—By Finch. A bill for an act to amend chapter 91 of the Twenty-fifth General Assembly, relating to the extermination of the Russian thistle.	
Introduced and referred .....	117	Introduced and referred .....	118
Re-referred .....	336	Reported with amendments .....	36
Reported unfavorably .....	723	Passed .....	71
Indefinitely postponed .....	791	Returned from the Senate with substitute .....	36
111—By Morrison of Keokuk. A bill for an act to amend the fire insurance laws of Iowa.		Substitute passed .....	194
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Reported unfavorably .....	742		
Indefinitely postponed .....	830	120—By Cornwall. A bill for an act amending section 4211 of the Code of Iowa, relative to taking evidence on preliminary examinations.	
112—By Morrison of Keokuk. A bill for an act to compel all railway trains to carry passengers.		Introduced and referred .....	119
Introduced and referred .....	117	Reported favorably .....	71
Reported unfavorably .....	656	Indefinitely postponed .....	106
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113—By Spaulding (by request). A bill for an act to amend section 689 of the Code in reference to the election of the clerk of the district court.			
Introduced and referred .....	117		
Re-referred .....	737		
Reported unfavorably .....	756		
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y Allen. A bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly of the state of Iowa.		120—By Frazee. A bill for an act to amend sections 14 and 23 of chapter 33, acts of the Twenty-fourth General Assembly, in relation to the manner of holding elections.	
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Reported favorably.....	296	Reported unfavorably.....	733
ade special order.....	408	Indefinitely postponed.....	775
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y Allen. A bill for an act to amend chapter 151 of the acts of the Eighteenth General Assembly of the state of Iowa.		120—By Funk. A bill for an act proposing to amend section 1 of article 2 of the constitution of the state of Iowa, relating to suffrage and to provide for its reference and publication.	
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Reported favorably.....	203	Reported favorably.....	381
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y Brighton. A bill for an act to amend sections 14 and 23 of chapter 33 of the acts of the Twenty-fourth General Assembly, in regard to the form and preparation of ballots at elections.		Introduced and referred.....	138
Introduced and referred.....	137	Reported with amendments.....	478
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y Chapman. A bill for an act to provide for a lien on grain threshed or shelled.			
Introduced and referred.....	137	122—By Garner. A bill for an act to repeal section 3504, chapter 1, title 21, of the Code of 1873, relating to jurisdiction of justices of the peace.	
Reported unfavorably.....	493	Introduced and referred.....	138
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		Indefinitely postponed.....	309
y Cornwall. A bill for an act to amend section 6, chapter 60, acts of the Eighteenth General Assembly, relating to the number of reports of the supreme court furnished the state of Iowa on publisher's contract.		Recalled by committee.....	1043
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y Cornwall. A bill for an act amending section 3173 of the Code of Iowa, relative to the amount in controversy on appeal to the supreme court.		Introduced and referred.....	138
Introduced and referred.....	137	Reported with amendments.....	347
Reported unfavorably.....	790	Lost on passage.....	471
Indefinitely postponed.....	793		
y Crow. A bill for an act to aid city and township assessors to reach taxable property as referred to in this act.		125—By Hauger. A bill for an act to amend section 2833, chapter 9, title 12 of McClain's Code, in relation to teachers' certificates.	
Introduced and referred.....	123	Introduced and referred.....	139
Reported unfavorably.....	460	Reported favorably.....	308
Lost on passage.....	68	Passed.....	338
y Doubleday. A bill for an act to provide for draining wet land and public roads where the public health, convenience or welfare make it of public benefit, and amendatory to section 1207 of the Code of Iowa, and the acts of the Sixteenth General Assembly, chapter 140, section 1, and of the Nineteenth General Assembly, chapter 44, section 1.		Passed the Senate.....	1074
Introduced and referred.....	138	Correctly enrolled.....	1150
Reported unfavorably.....	303		
Indefinitely postponed.....	323	126—By Hendershot. A bill for an act providing for the appointment of an examiner of accounts of all county officers.	
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		Reported unfavorably.....	351
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		Indefinitely postponed.....	541
		127—By Hunt. A bill for an act relative to the governing of plumbing and plumbers in all cities and towns having water supply and sewerage.	
		Introduced and referred.....	139
		Reported unfavorably.....	327
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138—By Klemme. A bill for an act to amend section 539 of the Code in reference to the election of clerks of the district court.		147—By Nolan. A bill for an act to amend chapter 23 of the acts of the Twenty-fourth General Assembly, entitled "an act to provide for the printing and distribution of ballots at public expense, and for the nomination of candidates for public offices; to regulate the manner of holding elections; and to enforce secrecy of the ballot;" and to provide further for the submission of public measures to vote of the people, and method of petition by the voters.	
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139—By Lavender. A bill for an act regulating the forfeiture of contracts for the sale of real estate.		Motion to reconsider.....	1501
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140—By Lowry. A bill for an act to enable district townships to annex thereto, for school purposes, territory lying in the adjoining townships.		Re-referred.....	150
Introduced and referred.....	139	Reported unfavorably.....	564
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141—By Lowry. A bill for an act to regulate the satisfaction of record of mortgages, and to provide for a fee to the recorder of deeds therefor.		149—By Spaulding. A bill for an act to provide cheaper school textbooks to the pupils of Iowa, and uniformity of the same.	
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143—By McArthur. A bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class.			
Introduced and referred.....	139	150—By St. John. A bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devices and bequests made thereto in trust for specific purposes.	
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143—By McDowell. A bill for an act to prohibit telephone companies from charging extra fees for sending messages across county lines within the state.		Senate file No. 111 substituted therefor.....	566
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144—By Marti. A bill for an act to provide for the payment of the claim of Scott county against the state of Iowa for expenses incurred in the care, restraint and transportation of insane persons.		Indefinitely postponed.....	467
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Reported unfavorably.....	587	153—By Temple. A bill for an act to amend chapter 13, title 13 of the Code in relation to the State Library, and to provide for an extension of the use thereof.	
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145—By Miller of Buena Vista. A bill for an act to repeal chapter 50 of the Twenty-fourth General Assembly, 1904, and provide a substitute therefor, and to enlarge the duties and powers of the State Dairy Commissioner and provide an appropriation therefor.		Re-referred.....	461, 67
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146—By Morrison of Keokuk. A bill for an act to amend section 4305 of McClain's Code, relative to the expenditure of insane soldiers' pensions.			
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Whittier. A bill for an act to amend section 5, of chapter 151 of the acts of the Eighteenth General Assembly of the state of Iowa, relative to compensation of physicians and midwives for certain official duties.	
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Allen. A bill for an act relating to the maturity of negotiable paper.	
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Brady. A bill for an act regulating and fixing the rate of charges for telegraph messages and fixing the maximum tariff for telegraph companies, corporations and individuals.	
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Byington. A bill for an act to amend section 3057 of the Code of 1873, relating to jurisdiction of justices of the peace.	
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Doubleday. A bill for an act to repeal section 1, chapter 22, of the acts of the Twenty-fifth General Assembly, referring to the levying of taxes for public roads and to enact the following in lieu thereof	
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Dowell. A bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 8, laws of the Twenty-fifth General Assembly, relating to indebtedness of cities and towns.	
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162—By Dowell. A bill for an act to amend section 1433 of the Code, relating to care of insane.	
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163—By Dowell. A bill for an act making an appropriation for the Benedict Home at Des Moines, Iowa.	
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Reported substitute.....	1061
Substitute passed.....	1063
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164—By Finch. A bill for an act to amend chapter 70 of the Twenty-fifth General Assembly, relating to selecting and drawing jurors.	
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165—By Frazee. A bill for an act for the relief of Hiram Redden.	
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Reported favorably.....	993
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166—By Funk. A bill for an act to legalize the town corporations of the town of Whittier, Hardin county, Iowa, and to legalize the election of its officers and all acts done and ordinances passed by the council of said town.	
Introduced and referred.....	176
Reported favorably.....	264
Passed.....	294
Returned from the Senate with amendments.....	418
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167—By Funk. A bill for an act to provide for biennial elections of state, county and township officers.	
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168—By Hendershot. A bill for an act to regulate and define the rates of telegraph companies within the state of Iowa.	
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169—By Hinkhouse. A bill for an act to amend chapter 161 of the Eighteenth General Assembly, relative to the election of assessors.	
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171—By Lambert. A bill for an act to authorize the manufacture, sale and transportation of spirituous, malt and vinous liquors.....	177	Reported unfavorably.....	41
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172—By Morrison of Keokuk. A bill for an act to amend chapter 4, section 63, page 830 of the new Code, relating to fire insurance.....	177	Introduced and referred.....	18
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173—By Porter. A bill for an act to amend section 8 of chapter 311 of the laws of the Eighteenth General Assembly.....	177	Passed.....	41
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174—By Power. A bill for an act to amend section 1395 of the Code of 1873, in relation to commissioners of insanity.....	177	Reported unfavorably.....	41
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House concurred.....	585	183—By Scott. A bill for an act to require township trustees and county treasurers to disburse the road and school tax collected from railroads, equally among road supervisor districts and school districts in the township through which such railroads are built and operated.....	14
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176—By Wilson. A bill for an act to prevent misrepresentation of the circulation by canvassers or representatives for newspapers, magazines or periodicals, and to provide punishment for the same.....	188	184—By Spaulding. A bill for an act to allow township trustees to levy tax and build suitable town house in which to hold elections and do other town business.....	19
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177—By Davis. A bill for an act to amend chapter 33, section 1 of the Twenty-fourth General Assembly in regard to the manner of holding elections.....	188		
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178—By Hendershot. A bill for an act to prevent evasion of assessment for taxation by owners of notes, bills, mortgages, bonds and other evidences of indebtedness.....	188	Lost on passage.....	41
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-By Byington. A bill for an act making appropriations for the better support of the State University in its several departments and chairs, and in aid of the income fund, for the development of the institution and for the erection of buildings.	
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-By Davis. A bill for an act to amend chapter 33, acts of the Twenty-fourth General Assembly in relation to voting.	
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-By Finch. A bill for an act to authorize the Executive Council to sell and convey a part of the lands purchased by the state for the use of the Iowa State Agricultural Society, in Polk county, Iowa, under the provisions of chapter 129 of the Nineteenth General Assembly, and to purchase other lands for the use of said society.	
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-By Finch. A bill for an act relating to insurance combines, and providing a remedy for the assured.	
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-By Funk. A bill for an act repealing sections 1766 and 1767 of the Code of Iowa, relative to examination of teachers and time of issuing certificates, and enacting a substitute therefor.	
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197—By Hunt. A bill for an act to amend chapter 47 of the acts of the Eighteenth General Assembly.	
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198—By Huntley. A bill for an act to establish and maintain schools for the instruction and training of teachers for the common schools and to provide for the location of such schools.	
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200—By McDonald. A bill for an act to make an annual appropriation to the Iowa State Agricultural Society.	
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205—By Scott. A bill for an act for the better protection and safety of life in hotels and boarding houses in case of fire.		Introduced and referred.....	250
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Indefinitely postponed.....		Reported with amendments.....	528
207—By Thompson. A bill for an act to amend chapter 5 of the Code commissioners' report.		Passed.....	251
Introduced and referred.....	244	Motion filed to reconsider.....	523
208—By Voelker. A bill for an act to amend chapter 11, title 9, proposed Code, relative to publication of statements of banks.		217—By Lauder. A bill for an act to make provision for the care and treatment of epileptics.	
Introduced and referred.....	244	Introduced and referred.....	251
Reported substitute.....	635	Reported favorably.....	523
Substitute passed.....	946	Passed.....	1078
209—By Wood. A bill for an act to legalize the incorporation of the town of Earlham, Iowa, and subsequent actions of the councils of said town.		218—By Lauder. A bill for an act making appropriations for the purchase of a site for a hospital for epileptics of the state and the commencement of the construction of the same; contingent on the enactment of an act to make provision for the care and treatment of epileptics.	
Introduced and referred.....	245	Introduced and referred.....	251
Reported favorably.....	326	219—By McDonald. A bill for an act to amend section 726 of the Code of Iowa, relative to bridges.	
Passed.....	408	Introduced and referred.....	251
Passed the Senate.....	584	Reported unfavorably.....	426
Correctly enrolled.....	669	Indefinitely postponed.....	542
Signed by the Governor.....	1155	220—By McDonald. A bill for an act to amend section 1673 of the Code of Iowa.	
210—By Wood. A bill for an act entitled an act to provide for the auditing and payment of certain expenses of district judges.		Introduced and referred.....	251
Introduced and referred.....	245	Reported unfavorably.....	308
Reported unfavorably.....	506	Indefinitely postponed.....	543
Indefinitely postponed.....	545	221—By McQuinn. A bill for an act making appropriations for the College for the Blind, at Vinton, Iowa.	
211—A bill for an act to authorize cities and towns to change their form of indebtedness.		Introduced and referred.....	251
Introduced and referred.....	245	222—By Neitert. A bill for an act to define the liability of fire insurance companies and to provide for a uniform policy of fire insurance to be known as the standard fire insurance policy of the state of Iowa.	
Reported with amendments.....	480	Introduced and referred.....	251
Passed.....	688	Reported with amendments.....	567
212—By Early. A bill for an act to amend section 1, of chapter 62 of the acts of the Twenty-fifth General Assembly of the State of Iowa, entitled an act to tax the traffic in intoxicating liquors and to regulate and control the same.		House file No. 475 substituted therefor.....	568
Introduced and referred.....	245		
Reported favorably.....	636		
Lost on passage.....	1102		

## HOUSE FILES—CONTINUED—

	PAGE
-By St. John. A bill for an act making an appropriation for the support of the Iowa weather and crop service.	
Introduced and referred.....	351
Reported favorably.....	346
Passed.....	446
Passed the Senate.....	771
Correctly enrolled.....	838
Signed by the Governor.....	1155
-By St. John. A bill for an act to legalize the incorporation of the town of Mitchell, Mitchell county, Iowa, and the ordinances and acts of the municipal officers thereof.	
Introduced and referred.....	252
Reported with amendments.....	537
Passed.....	547
Passed the Senate.....	706
Correctly enrolled.....	761
Signed by the Governor.....	1165
-By Whelan. A bill for an act to facilitate the drainage of wet lands, and to provide a more equitable apportionment of the taxes incident to said work, and to repeal sections 1206 and 1209 of the Code and to enact a substitute therefor.	
Introduced and referred.....	252
Re-referred.....	496
Reported unfavorably.....	650
Indefinitely postponed.....	775
-By Baker. A bill for an act to amend section 1, chapter 171, of the acts of the Twenty-first General Assembly, providing for levy of tax for fire purposes.	
Introduced and referred.....	377
Reported favorably.....	387
Passed.....	410
Passed the Senate.....	475
Correctly enrolled.....	494
Signed by the Governor.....	1154
-By Brighton. A bill for an act to amend section 3, of chapter 211, of the acts of the Eighteenth General Assembly, being section 1734 of McClellan's Annotated Code, relating to time of bringing actions against insurance companies.	
Introduced and referred.....	278
Reported unfavorably.....	741
Indefinitely postponed.....	961
-By Clark. A bill for an act to amend section 3648 of the Code, in relation to evidence.	
Introduced and referred.....	278
Reported unfavorably.....	463
Indefinitely postponed.....	544
-By Davis. A bill for an act to amend sections 289 and 290 of the Code of 1872, as amended by chapters 55 and 56 of the laws of the Twenty-fifth General Assembly of the state of Iowa, relating to the bonding of county indebtedness.	
Introduced and referred.....	278
Reported with amendments.....	316
Senate file No. 247 substituted therefor.....	406
-By Doubleday. A bill for an act to indemnify counties for supporting the poor in certain cases.	
Introduced and referred.....	278
Reported unfavorably.....	630
Indefinitely postponed.....	691

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231—By Dowell. A bill for an act to amend sections 2 and 4 of chapter 41, of the acts of the Twenty-fifth General Assembly, relating to the powers and duties of library trustees.	
Introduced and referred.....	278
Reported favorably.....	331
Senate file No. 241 substituted therefor.....	443
232—By Dowell. A bill for an act to amend section 2, chapter 99, of the acts of the Twenty-fifth General Assembly, relating to powers of library trustees.	
Introduced and referred.....	278
Reported favorably.....	331
Passed.....	553
Returned from the Senate with amendments.....	708
House concurred.....	730
Correctly enrolled.....	761
Signed by the Governor.....	1156
233—By Finch. A bill for an act to amend chapter 62 of the Twenty-fifth General Assembly, relating to the sale of intoxicating liquors.	
Introduced and referred.....	278
234—By Edwards. A bill for an act to amend section 2017, Code of Iowa, in relation to landlord's lien.	
Introduced and referred.....	278
Reported substitute.....	537
Failed to pass.....	866
Motion filed to reconsider.....	863
Lost on passage.....	1048
235—By Funk. A bill for an act in relation to chattel mortgages and the rights of parties to such instruments.	
Introduced and referred.....	279
Reported unfavorably.....	506
Indefinitely postponed.....	545
236—By Klemme. A bill for an act amending section 23, chapter 63 of the acts of the Twenty-fifth General Assembly, relative to transportation of intoxicating liquors.	
Introduced and referred.....	279
Reported unfavorably.....	463
Indefinitely postponed.....	1045
237—By Lauder. A bill for an act to punish the keeping and maintaining of resorts for the sale and use of opium and its preparations.	
Introduced and referred.....	279
Reported favorably.....	432
Passed.....	647
Returned from the Senate with amendments.....	963
House concurred.....	969
Correctly enrolled.....	1017
Signed by the Governor.....	1156
238—By Loomis. A bill for an act making appropriations for the penitentiary at Anamosa, Iowa.	
Introduced and referred.....	279
Reported substitute.....	1063
Substitute passed.....	1061
Passed the Senate.....	1105
Correctly enrolled.....	1161
239—By Mullin. A bill for an act making appropriations for Hospital for the Insane at Mount Pleasant, Iowa.	
Introduced and referred.....	279
Reported substitute.....	1064
Substitute passed.....	1060
Passed the Senate.....	1105
Correctly enrolled.....	1149

## HOUSE FILES—CONTINUED—

	PAGE		PAGE
240—By Parker. A bill for an act making appropriations for the Institution for Feeble Minded Children at Glenwood, Iowa.		248—By Launder. A bill for an act to amend sections 2 and 3 of chapter 68 of the acts of the Twenty-fifth General Assembly, to fix the regular term of the additional supreme judge provided for in said act, and to extend the term of the present incumbent.	
Introduced and referred.....	279	Introduced and referred.....	256
241—By Martin. A bill for an act providing a substitute for chapter 6 of title 2, of the Code of 1873, for establishing and governing mutual building and loan associations.		Reported favorably.....	257
Introduced and referred.....	279	Passed.....	74
242—By Power (by request). A bill for an act to prevent combinations as to rates for insurance by insurance companies.		Passed the Senate.....	988
Introduced and referred.....	279	Correctly enrolled.....	974
Reported unfavorably.....	574	Signed by the Governor.....	1154
Indefinitely postponed.....	605	249—By Martin. A bill for an act to make an appropriation to the Department of Iowa Manufacturers of Iowa State Agricultural Society.	
243—By Davis. A bill for an act to amend chapter 71, Twenty-second General Assembly, relating to the sale of liquors by pharmacists.		Introduced and referred.....	259
Introduced and referred.....	288	Reported unfavorably.....	673
Reported favorably.....	330	Indefinitely postponed.....	245
Passed.....	442	250—By Mullin. A bill for an act to provide for the equalization of assessment of personal property.	
Passed the Senate.....	922	Introduced and referred.....	259
Correctly enrolled.....	977	Reported unfavorably.....	446
Signed by the Governor.....	1156	Indefinitely postponed.....	541
244—By Doubleday. A bill for an act to indemnify counties for money advanced to support indigent persons by the overseer of the poor in certain cases.		251—By Mullin. A bill for an act creating the Twentieth judicial district of the state of Iowa, and providing for the appointment of one judge and the election of two judges therein; and also providing for an election of four judges in the Second and three judges in the Sixth judicial districts, defining the jurisdiction of said courts therein, and for holding terms of court in said districts.	
Introduced and referred.....	288	Introduced and referred.....	259
Reported with amendments.....	529	Reported favorably.....	415
Passed.....	738	Passed.....	751
Motion filed to reconsider.....	754	Passed the Senate.....	923
Recalled from the Senate.....	826	Correctly enrolled.....	975
Returned from the Senate.....	904	252—By Neitert. A bill for an act relating to the making of claims and bringing suits against municipal corporations, including cities organized under special charters, for damages resulting from the unsafe condition of highways or bridges therein.	
Reconsidered and lost.....	904	Introduced and referred.....	259
245—By Frink. A bill for an act legalizing the acts of the council of the town of Coin, Page county, Iowa, and legalizing the ordinances and resolutions passed and adopted for the government of said town.		Reported unfavorably.....	444
Introduced and referred.....	288	Indefinitely postponed.....	543
Reported with amendments.....	399	253—By McArthur. A bill for an act to amend section 454 of the Code, relating to the powers of cities.	
Passed.....	546	Introduced and referred.....	259
Passed the Senate.....	584	Reported favorably.....	357
Correctly enrolled.....	609	Passed.....	409
Signed by the Governor.....	1155	Passed the Senate.....	973
246—By Funk. A bill for an act to amend section 12 of chapter 80, of the laws of the Twenty-fifth General Assembly, relating to the rules governing trustees in the appointment of superintendent.		Correctly enrolled.....	973
Introduced and referred.....	289	Signed by the Governor.....	1157
Majority and minority reports.....	634	254—By Prentiss. A bill for an act to amend section 10, chapter 15 of the Eighteenth General Assembly, as amended by chapter 137, Nineteenth General Assembly, and chapter 83 of Twenty-first General Assembly relative to itinerant vendors of drugs.	
Passed.....	1101	Introduced and referred.....	290
247—By Hauger. A bill for an act to regulate the assessment of negotiable paper.		Reported favorably.....	331
Introduced and referred.....	289	Re-referred.....	286
Reported unfavorably.....	459	Reported unfavorably.....	377
Indefinitely postponed.....	713	Indefinitely postponed.....	548

## SE FILES—CONTINUED—

	PAGE		PAGE
By Ray. A bill for an act to amend chapter 211, section 3 of the acts of the Eighteenth General Assembly, relating to fire insurance and fire insurance companies.		262—By Bird (by request). A bill for an act to amend chapter 51 of the acts of the Twenty-fourth General Assembly of Iowa.	
Introduced and referred.....	290	Introduced and referred.....	304
Reported unfavorably.....	758	Reported unfavorably.....	463
Indefinitely postponed.....	793	Indefinitely postponed.....	540
By Reed. A bill for an act to provide for the printing of the bulletins of the State Experiment Station.		263—By Funk. A bill for an act to amend section 4, chapter 200 of the acts of the Twentieth General Assembly, being section 1459 of McClain's Code, relating to highways.	
Introduced and referred.....	290	Introduced and referred.....	304
Re-referred.....	566	Reported unfavorably.....	436
Reported unfavorably.....	670	Indefinitely postponed.....	544
Indefinitely postponed.....	947		
By Reed. A bill for an act to establish and continue a chair of pedagogy in the State Agricultural College.		264—By McNulty (by request). A bill for an act to repeal chapter 50 of the Twenty-fourth General Assembly, and provide a substitute therefor, and to enlarge the duties and powers of the state dairy commissioner and provide an appropriation therefor.	
Introduced and referred.....	290	Introduced and referred.....	304
Reported favorably.....	484	Reported unfavorably.....	432
Called to pass.....	698	Indefinitely postponed.....	544
Motion filed to reconsider.....	699		
By Wilson. A bill for an act in relation to the jurisdiction of suits against insurance companies doing business in Iowa, and against limiting the time in which suits may be brought against insurance companies doing business in the state of Iowa.		265—By Mayne. A bill for an act providing a substitute for chapter 5 of title 9 of the Code of 1873, for the establishing and governing mutual building and loan associations.	
Introduced and referred.....	290	Introduced and referred.....	304
Reported favorably.....	618		
Passed.....	1037	266—By Mayne. A bill for an act governing foreign building and loan associations.	
By Funk (by request). A bill for an act providing for the organization, examination, regulation and control of mutual building and loan or savings and loan associations, and for the better protection of shareholders in such associations.		Introduced and referred.....	304
Introduced and referred.....	290		
By Dowell. A bill for an act to amend section 476 of the Code of 1873, and to enable cities of the first class to buy or construct water works, and to provide for the management thereof, and giving them additional powers in respect thereto.		267—By Van Houten. A bill for an act to prevent the manufacture and sale of adulterated food and drugs.	
Introduced and referred.....	291	Introduced and referred.....	305
Reported favorably.....	327	Reported favorably.....	638
Passed.....	410	Re-referred.....	731
Returned from the Senate with amendments.....	842	Reported unfavorably.....	847
Re-called by the Senate.....	863	Passed.....	944
Returned from the Senate with amendments.....	879	Motion filed to reconsider.....	948
House concurred.....	898	Motion to reconsider laid on the table.....	996
Correctly enrolled.....	977		
Signed by the Governor.....	1157	268—By Finch. A bill for an act to change the compensation of the supreme court reporter and to facilitate the work of his office.	
By Johnston of Franklin. A bill for an act to pay to the widow of Capt. J. W. Luke, deceased, late railroad commissioner of Iowa, the salary for the unexpired term to which he was elected.		Introduced and referred.....	305
Introduced and referred.....	291	Reported substitute.....	533
Reported unfavorably.....	398	Re-referred.....	925
Recalled by committee.....	411	Reported unfavorably.....	968
Reported favorably.....	424	Recalled by chairman of com.....	990
Re-referred.....	912	Reported unfavorably.....	1030
Withdrawn by author.....	965	Indefinitely postponed.....	1070
		269—By Finch. A bill for an act to aid in bringing about the publication of the decisions of the supreme court of Iowa.	
		Introduced and referred.....	303
		270—By Allen. A bill for an act to amend section 801 of the Code of 1873, relating to the assessment of taxes.	
		Introduced and referred.....	317
		Reported favorably.....	425
		Passed.....	663
		Passed the Senate.....	1209
		Correctly enrolled.....	1214

## HOUSE FILES—CONTINUED—

	PAGE		PAGE
271—By Byington. A bill for an act appropriating money for the State Historical Society.		289—By Whittier. A bill for an act to amend section 4300 of the Code relating to attachment and garnishment.	
Introduced and referred.....	317	Introduced and referred.....	317
Reported unfavorably.....	388	Reported unfavorably.....	462
Indefinitely postponed.....	1045	Indefinitely postponed.....	544
272—By Davis. A bill for an act to authorize the purchase and use of the Gillespie voting machine, and matters relating thereto.			
Introduced and referred.....	317		
Reported without recommendation.....	757		
273—By Dowell. A bill for an act making appropriation for the State Industrial School, girls' department, at Mitchellville, Iowa.		281—By Baker. A bill for an act to exempt crematoriums from taxation.	
Introduced and referred.....	317	Introduced and referred.....	322
274—By Funk. A bill for an act to provide for holding terms of the district court at Correctionville, in the county of Woodbury, in the Fourth judicial district of the state of Iowa, defining the territorial jurisdiction of said court, restricting that of the corresponding court to be held at Sioux City, in said county of Woodbury.		Re-referred.....	462
Introduced and referred.....	317	Reported with amendments.....	56
Reported favorably.....	347	Passed.....	96
Passed.....	486	Returned from the Senate with amendments.....	113
Rejected by the Senate.....	922	House concurred.....	117
275—By Mayne. A bill for an act to amend section No. 3061 of Code of 1873, in relation to stay of execution.		Correctly enrolled.....	126
Introduced and referred.....	318		
Reported favorably.....	400	282—By Cook. A bill for an act to provide uniform text-books for the public schools of Iowa and free text-books at the option of local school boards.	
Passed.....	593	Introduced and referred.....	322
Rejected by the Senate.....	541	Reported unfavorably.....	462
276—By Morrison of Keokuk. A bill for an act to amend chapter 185, acts of the Twentieth General Assembly, regulating the sale of petroleum and its products.		Indefinitely postponed.....	501
Introduced and referred.....	318		
Re-referred.....	656		
Reported with amendments.....	723	283—By Dowell. A bill for an act to amend section 1123 of the Code of Iowa in relation to insurance.	
Passed.....	1058	Introduced and referred.....	322
277—By Parker. A bill for an act to compensate M. H. Jelly for injuries received while in the employ of the state.		Reported favorably.....	322
Introduced and referred.....	318	Lost on passage.....	96
Reported with amendments.....	711	Motion filed to reconsider.....	96
Re-referred.....	977		
Reported favorably.....	983	284—By Early. A bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this state by insurance companies, associations, partnerships, individual or individuals, without their having complied with the insurance laws of this state.	
Passed.....	1085	Introduced and referred.....	322
Passed the Senate.....	1206	Reported favorably.....	322
Correctly enrolled.....	1213	Lost on passage.....	96
278—By Parker. A bill for an act repealing chapter 82 of the acts of the Fifteenth General Assembly as amended by chapter 68 of the acts of the Seventeenth General Assembly, and to enact a substitute therefor.		Motion recalled.....	137
Introduced and referred.....	318		
Reported unfavorably.....	540	285—By Early. A bill for an act to prevent the placing of insurance in Iowa by agents outside of the state and providing penalties therefor.	
Indefinitely postponed.....	540	Introduced and referred.....	322
279—By Voelker. A bill for an act to compel street railway companies to protect certain of their employees from the inclemencies of the weather.		Reported favorably.....	617
Introduced and referred.....	318	Indefinitely postponed.....	1076
Reported with substitute.....	864		
		286—By Frasee. A bill for an act to empower judges of the district court to have additional jurors sit in the trial of criminal causes.	
		Introduced and referred.....	322
		Reported unfavorably.....	462
		Indefinitely postponed.....	501
		287—By Frink. A bill for an act making an appropriation for the hospital for the insane at Clarinda, Iowa.	
		Introduced and referred.....	322
		Reported substitute.....	1061
		Substitute passed.....	973
		Passed the Senate.....	136
		Correctly enrolled.....	138

## USE FILES—CONTINUED—

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-By Lambert (by request). A bill for an act to amend section 3, chapter 105, of the acts of the Twenty-second General Assembly, by providing for the compensation of the Soldiers' Relief Commission.	
Introduced and referred.....	333
Reported with amendments.....	432
Passed.....	598
Rejected by the Senate.....	903
-By McArthur. A bill for an act to amend section 1074 of the Code, relating to forfeiture of corporate franchises.	
Introduced and referred.....	333
Reported with amendments.....	507
Passed.....	713
Rejected by the Senate.....	1147
-By McArthur. A bill for an act to authorize the assessment, levy and collection of taxes for park purposes.	
Introduced and referred.....	333
Reported with substitute.....	403
Passed.....	597
Passed the Senate.....	1016
Correctly enrolled.....	1099
Vetted by the Governor.....	1193
Indefinitely postponed.....	1194
-By McArthur. A bill for an act to repeal section 420 of the Code of 1873, and enacting the following in lieu thereof, governing the expense of local boards of health and the tax therefor.	
Introduced and referred.....	333
Re-referred.....	633
Reported unfavorably.....	815
Indefinitely postponed.....	1051
-By McNulty. A bill for an act to legalize certain ordinances of the town of Salix, Woodbury county, Iowa.	
Introduced and referred.....	333
Reported favorably.....	461
Passed.....	548
Passed the Senate.....	705
Correctly enrolled.....	725
Signed by the Governor.....	1155
-By Marti. A bill for an act to provide for incinerating the remains of persons who die of contagious or infectious diseases.	
Introduced and referred.....	334
Reported unfavorably.....	634
Indefinitely postponed.....	696
-By Merriam. A bill for an act providing a substitute for chapter 6 of title 9, of the Code of 1873, for establishing and governing mutual loan and building associations.	
Introduced and referred.....	334
-By Neitert. A bill for an act repealing section 2, chapter 7, of the laws of the Twenty-fifth General Assembly, relating to paving, curbing and sewerage in cities under special charter, and all cities having a population of 5,000 or more, and enacting a substitute therefor.	
Introduced and referred.....	334
Reported unfavorably.....	480
Indefinitely postponed.....	541

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296—By Perrott (by request). A bill for an act to establish a state board of embalming, to provide for the better protection of life and health; to prevent the spread of contagious diseases, and to regulate the practice of embalming.	
Introduced and referred.....	334
Reported favorably.....	632
Indefinitely postponed.....	696
297—By Spaulding. A bill for an act to protect laborers in their rights to work.	
Introduced and referred.....	334
Reported favorably.....	451
Made special order.....	702
Committed to Judiciary Committee.....	821
Reported without recommendation.....	858
Substitute introduced.....	859
Lost on passage.....	1000
298—By Wells. A bill for an act declaring express companies, operating and doing business in this state, common carriers, and providing for their regulation and control by the railroad commissioners.	
Introduced and referred.....	334
Reported favorably.....	509
Made special order.....	830
Amended and passed.....	834
Passed the Senate.....	1138
Correctly enrolled.....	1139
299—By Wilson. A bill for an act to repeal section 833 of the Code of Iowa, and to enact a substitute therefor relative to county boards of equalization.	
Introduced and referred.....	334
Reported unfavorably.....	425
Indefinitely postponed.....	544
300—By McArthur. A bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union and for the establishment and construction of a memorial, historical and art building, and to appropriate money therefor.	
Introduced and made special order.....	343
Correctly engrossed.....	467
Passed.....	499
301—By Morrison of Grundy. A bill for an act to permit the replatting of private cemeteries by the owners thereof.	
Introduced and referred.....	334
Reported unfavorably.....	440
Indefinitely postponed.....	734
302—By Olansen. A bill for an act making appropriations for the support of the Soldiers' Home at Marshalltown, Iowa, for the construction of certain buildings, making improvements and providing a contingent fund therefor.	
Introduced and referred.....	334
Reported substitute.....	1063
Passed.....	1093
Passed the Senate.....	1105
Correctly enrolled.....	1137

## HOUSE FILES—CONTINUED—

	PAGE		PAGE
302—By Davis. A bill for an act to amend section 4753 of the Code of 1873 and to amend section 4753 of the Code of 1873, as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies, relating to salaries of certain officers.	355	314—By Potter. A bill for an act making appropriations for the Iowa School for the Deaf at Council Bluffs, Iowa.	361
Introduced and referred.....	355	Introduced and referred.....	361
Reported with amendments.....	332	Reported substitute.....	361
304—By Cook. A bill for an act to amend section 515 of the Code of Iowa, relative to marshals of incorporated towns.	355	Passed.....	367
Introduced and referred.....	355	Passed the Senate.....	338
Reported substitute.....	320	Correctly enrolled.....	339
Passed.....	358		
305—By Allen. A bill for an act to legalize the action of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue in 1895.	355	315—By Scott. A bill for an act providing for highway and street crossings over railroads.	364
Introduced and referred.....	355	Introduced and referred.....	364
Reported with amendments.....	423	Reported unfavorably.....	353
Senate file No. 357 substituted therefor.....	663	Indefinitely postponed.....	366
306—By Potter. A bill for an act to define and regulate banks and bankers within the state of Iowa.	355		
Introduced and referred.....	355	316—By Williams. A bill for an act to amend section 1323, Code of Iowa, relating to drainage by adding thereto the following.	364
Reported favorably.....	635	Introduced and referred.....	364
Indefinitely postponed.....	1118	Referred to Committee on Agriculture.....	421
307—By Power. A bill for an act making appropriations for the penitentiary at Ft. Madison, Iowa.	355	Reported with amendments.....	602
Introduced and referred.....	355	Passed.....	363
308—By Hendershot (by request). A bill for an act regulating the soliciting and sale of nursery stock in the state of Iowa.	355	317—By Committee on Appropriations. A bill for an act to pay the expense of procuring badges for certain employees of the Twenty-sixth General Assembly.	364
Introduced and referred.....	355	Introduced and placed on file.....	364
Reported unfavorably.....	671	Passed.....	361
Indefinitely postponed.....	776	Passed the Senate.....	363
309—By Bell (by request). A bill for an act to regulate the soliciting and sale of nursery stock in the state of Iowa.	355	Correctly enrolled.....	367
Introduced and referred.....	355		
Reported substitute.....	385	318—By Martin. A bill for an act to amend section 3017, chapter 1, title 13 of the Code of Iowa, preventing landlords' liens attaching to personal property subject to execution for purchase money.	364
310—By Baker. A bill for an act governing foreign building and loan associations.	383	Introduced and referred.....	364
Introduced and referred.....	383	Reported unfavorably.....	364
311—By Lavender. A bill for an act to amend section 2376 of the Code as amended by chapter 70 of the laws of the Twenty-second General Assembly, authorizing guardians of insane persons to mortgage the real estate of their wards.	383	Indefinitely postponed.....	363
Introduced and referred.....	383		
Reported with amendments.....	507	319—By Dowell (by request). A bill for an act for the relief of the heirs of John Bryan.	364
Passed.....	735	Introduced and referred.....	364
Passed the Senate.....	1074	Reported unfavorably.....	363
Correctly enrolled.....	1150	Indefinitely postponed.....	363
312—By McArthur. A bill for an act creating and establishing the liability of sleeping car companies.	383		
Introduced and referred.....	383	320—By Davis. A bill for an act to amend section No. 1160 of the Code of 1873, as amended by chapter 103 of the acts of the Sixteenth General Assembly, chapter 104 of the acts of the Seventeenth General Assembly, chapter 11 of the acts of the Twentieth General Assembly, and chapter 93 of the acts of the Twenty-second General Assembly, relating to insurance.	402
Re-referred.....	461	Introduced and referred.....	402
Reported unfavorably.....	656	Reported unfavorably.....	353
Indefinitely postponed.....	776	Indefinitely postponed.....	353
313—By Parker. A bill for an act for the inspection of stallions kept for service.	383	321—By Grote. A bill for an act to regulate the stopping of railroad passenger trains.	402
Introduced and referred.....	383	Introduced and referred.....	402
Reported unfavorably.....	918	Reported unfavorably.....	353
Indefinitely postponed.....	964	322—By McArthur. A bill for an act to amend section 1550 of the Code, relating to contracts for payment for intoxicating liquors.	402
		Introduced and referred.....	402
		Reported with amendments.....	320
		Made special order.....	700
		Lost on passage.....	353
		Motion filed to reconsider.....	357



## JSE FILES—CONTINUED—

	PAGE		PAGE
By McNulty. A bill for an act to increase the number of judges in the Fourth judicial district of Iowa.		331—By Voelker. A bill for an act to authorize cities acting under special charters, to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property.	
Introduced and referred.....	403	Introduced and referred.....	403
Reported unfavorably.....	796	Reported with amendments.....	508
Indefinitely postponed.....	1051	Failed to pass.....	717
By Miller of Warren. A bill for an act to repeal section 5793 of the Code of Iowa of 1873, and to enact a substitute therefor, relating to compensation of county treasurers.		Reconsidered and passed.....	724
Introduced and referred.....	403	Returned from the Senate with amendments.....	1173
Reported unfavorably.....	536	House concurred.....	1173
Indefinitely postponed.....	694	Correctly enrolled.....	1206
By Nolan. A bill for an act to amend chapter 63 of the acts of the Twenty-fifth General Assembly, entitled an act to tax the traffic in intoxicating liquors, and to regulate and control the same.		332—By Watters. A bill for an act to amend section 929 of the Code, relative to the drainage of surface water from the highway.	
Introduced and referred.....	403	Introduced and referred.....	403
Reported with amendments.....	440	Reported favorably.....	431
Failed to pass.....	677	Passed.....	703
Reconsidered and passed.....	743	Passed the Senate.....	1141
Passed the Senate.....	1023	Correctly enrolled.....	1133
Correctly enrolled.....	1100	333—By Hendershot (by request). A bill for an act to legalize the incorporation of the town of Pleasantville, Marion county, Iowa, the election of the officers and all official acts done and ordinances passed by the council of said town, not in contravention with the laws of the state of Iowa.	
By Potter. A bill for an act to provide for the encouragement of the manufacture of sugar and to provide a compensation therefor.		Introduced and referred.....	403
Introduced and referred.....	403	Reported with amendments.....	461
Reported without recommendation.....	603	Passed.....	514
Made special order.....	1037	Passed the Senate.....	707
Passed.....	1075	Correctly enrolled.....	732
By Reed. A bill for an act to legalize the acts of the town council of Roland, Story county, Iowa.		Signed by the Governor.....	1156
Introduced and referred.....	403	334—By Spaulding. A bill for an act providing for farmers' institutes, the manner of maintaining and conducting the same, and to repeal chapter 53 of the acts of the Twenty-fourth General Assembly.	
Reported favorably.....	461	Introduced and referred.....	404
Passed.....	517	Reported unfavorably.....	553
Passed the Senate.....	707	Indefinitely postponed.....	694
Correctly enrolled.....	735	335—By Brighton (by request). A bill for an act to define the liability of fire insurance companies, save property for taxation, discourage incendiarism and lessen the cost of insurance.	
Signed by the Governor.....	1155	Introduced and referred.....	415
By St. John. A bill for an act for an act to define the liability of fire insurance companies, save property for taxation, discourage incendiarism and lessen the cost of insurance.		Reported unfavorably.....	733
Introduced and referred.....	403	Indefinitely postponed.....	854
Reported unfavorably.....	563	336—By Finch. A bill for an act to punish the keepers of places where opium is smoked or otherwise used therein and persons who resort thereto for such purposes.	
Indefinitely postponed.....	694	Introduced and referred.....	415
By Voelker. A bill for an act releasing and granting to the city of Dubuque title to certain lands.		Reported unfavorably.....	533
Introduced and referred.....	403	Indefinitely postponed.....	633
Reported favorably.....	429	337—By McCachran. A bill for an act to amend paragraph 1 of section 17 of chapter 64, acts of the Twenty-fifth General Assembly of Iowa, to tax traffic in intoxicating liquor, etc.	
Passed.....	676	Introduced and referred.....	415
Returned from the Senate with amendments.....	929	Reported unfavorably.....	836
House concurred.....	937	Indefinitely postponed.....	1045
Correctly enrolled.....	976		
Signed by the Governor.....	1157		
By Voelker. A bill for an act to fix the salaries of mayors and aldermen in cities organized under special charters having a population of 40,000 or more.			
Introduced and referred.....	403		
Reported with amendments.....	566		
Passed.....	920		

## HOUSE FILES—CONTINUED—

338—By Manahan. A bill for an act creating a county court, defining its powers, jurisdiction and duties, providing for the office of county judge and other officers of such court, their election, term of office and compensation.		348—By Klemme. A bill for an act to establish a board of inspectors for steam vessels and steam boilers and to provide for licensing engineers of steam engines.	
Introduced and referred.....	415	Introduced and referred.....	67
Reported unfavorably.....	507	Reported unfavorably.....	63
		Indefinitely postponed.....	74
339—By Manahan. A bill for an act to amend section 8178 of the Code of 1873 as to appeals.		349—By Power. A bill for an act to amend section 4, chapter 12, acts Sixteenth General Assembly, relating to appointment of judges of superior courts.	
Introduced and referred.....	415	Introduced and referred.....	61
Reported unfavorably.....	507	Reported favorably.....	51
Indefinitely postponed.....	545	Passed.....	51
		Passed the Senate.....	73
340—By Morrison of Keokuk. A bill for an act to provide for the support of a station to distribute infection material of insect diseases.		Correctly enrolled.....	83
Introduced and referred.....	416	Signed by the Governor.....	114
341—By Morrison of Keokuk (by request). A bill for an act regulating the soliciting and sale of nursery stock in the state of Iowa.		350—By Weaver. A bill for an act authorizing certain cities to establish a department of health, and defining its organized powers and duties.	
Introduced and referred.....	416	Introduced and referred.....	61
Reported unfavorably.....	671	Reported favorably.....	49
Indefinitely postponed.....	775	Passed.....	72
342—By Potter. A bill for an act to amend chapter 157 of the acts of the Twenty-first General Assembly in relation to the giving of surety bonds.		351—By Chapman. A bill for an act to reimburse Woodbury county, Iowa, for the maintenance of F. G. and Jennie Laughlin, soldier's orphans, at the Soldiers' Orphans' Home at Davenport, Iowa.	
Introduced and referred.....	416	Introduced and referred.....	49
Re-referred to Code committee...	868	Reported favorably and referred to Committee on Appropriations.....	85
343—By Potter. A bill for an act to amend section 1182 of the Code of 1873, relating to insurance bonds.		Reported favorably.....	100
Introduced and referred.....	416	Passed.....	102
Reported favorably.....	810	Passed the Senate.....	115
Passed.....	963	Correctly enrolled.....	120
344—By Watters (by request). A bill for an act to amend chapter 104 of the acts of the Twenty-first General Assembly, relating to the practice of medicine.		352—By Brighton (by request). A bill for an act to prevent editors and publishers of newspapers and other publications from combining to fix rates of advertising and for other purposes.	
Introduced and referred.....	416	Introduced and referred.....	49
Reported unfavorably.....	623	Reported unfavorably.....	50
Indefinitely postponed.....	606	Indefinitely postponed.....	63
345—By Doubleday (by request). A bill for an act making appropriation for the relief of M. Stone.		353—By Van Houten. A bill for an act to prohibit railroad companies from making extortionate charges for storing baggage of passengers transported over railroads.	
Introduced and referred.....	430	Introduced and referred.....	49
Reported unfavorably.....	530	Reported unfavorably.....	63
Indefinitely postponed.....	591	Indefinitely postponed.....	63
346—By Neitert. A bill for an act to amend section 7 and section 13 of chapter 23, acts of the Twenty-fourth General Assembly, relating to the manner of holding elections.		354—By Parker. A bill for an act for the relief of James I. Ward.	
Introduced, rules suspended, read third time and passed.....	430	Introduced and referred.....	49
Passed the Senate.....	435	Reported unfavorably.....	63
Correctly enrolled.....	463	Indefinitely postponed.....	65
Signed by the Governor.....	501	355—By Miller of Warren. A bill for an act defining bicycles, and regulating their use.	
347—By Edwards. A bill for an act to amend section 3809 Code of Iowa, relating to compensation of township clerk.		Introduced and referred.....	49
Introduced and referred.....	430	Reported favorably.....	63
Reported unfavorably.....	567	Passed.....	65
Indefinitely postponed.....	602		

## SE FILES—CONTINUED—

	PAGE		PAGE
Special Committee. A bill for an act to provide for the payment of the mileage of the committee appointed to visit the state institutions.		363—By Putnam (by request). A bill for an act to regulate the manufacture and sale of goods marked "sterling" or "sterling silver" or "coin" or "coin silver," and to prescribe punishments for the violation of the same.	
produced and referred.....	487	Introduced and referred.....	468
definitely postponed.....	500	Reported unfavorably.....	507
note file No. 845 substituted therefor.....	499	Indefinitely postponed.....	554
Bell. A bill for an act appropriating money to pay the expenses of the Iowa Shiloh Battlefield Commission appointed by the Governor of the state to locate and mark the positions held by the Iowa regiments at the battle of Shiloh, incurred in the discharge of their duties as such and to reimburse them for moneys expended in performing said duties.		364—By Reed. A bill for an act to amend section 1584 of the Code of Iowa of 1873, relating to state appropriations to Normal institutes.	
roduced and referred.....	497	Introduced and referred.....	468
ported favorably.....	532	Reported unfavorably.....	886
ferred to Committee on Appropriations.....	919	Indefinitely postponed.....	1052
ported unfavorably.....	983		
definitely postponed.....	1047	365—By Reed. A bill for an act to amend chapter 87 of the acts of the Twenty-fifth General Assembly, relating to the publication of the proceedings of the Iowa State Teachers' Association.	
		Introduced and referred.....	468
		Referred to Committee on Appropriations.....	566
		Reported unfavorably.....	670
		Indefinitely postponed.....	791
Bowen. A bill for an act for the protection of game.		366—By St. John. A bill for an act to repeal sections 1, 2, 3 of chapter 50, of the acts of the Twenty-fourth General Assembly in relation to adulterated milk, skimmed milk, cheese and butter, and to enact a substitute therefor.	
roduced and referred.....	467	Introduced and referred.....	468
ported unfavorably.....	876	Reported unfavorably.....	726
definitely postponed.....	915	Indefinitely postponed.....	776
Gurley. A bill for an act to amend section 459 of the Code.		367—By Watters. A bill for an act to enable cities organized under special charter to issue bonds for the paving of street and alley intersections.	
roduced and referred.....	467	Introduced and referred.....	469
ported favorably.....	508	Reported unfavorably.....	724
st on passage.....	690	Indefinitely postponed.....	775
Klemme. A bill for an act granting to enlisted men from the state of Iowa between the 14th day of April, 1861, and the 1st day of May, 1865, who are not pensioners nor applicants therefor under the United States statutes.		368—By Williams. A bill for an act to authorize the use of the voting and vote counting machine known as the American vote-graph, in elections of this state prescribing the manner of its use, and to provide for an official test of the same.	
roduced and referred.....	468	Introduced and referred.....	469
ported unfavorably.....	552	Reported favorably.....	882
definitely postponed.....	694	Indefinitely postponed.....	1052
Lambert. A bill for an act to repeal section 6, chapter 43, of the acts of the Twenty-third General Assembly, and to enact a substitute therefor in reference to compensation of justices of the peace and peace officers.		369—By Classen (by request). A bill for an act providing for the giving of bonds by abstractors of title, and for the making of abstracts of title.	
roduced and referred.....	468	Introduced and referred.....	469
ported favorably.....	608	Reported unfavorably.....	608
ssed.....	957	Indefinitely postponed.....	695
ssed the Senate.....	988		
rectly enrolled.....	1017	370—By Dowell. A bill for an act granting to cities of the first and second class and incorporated towns, power to suppress and restrain disorderly houses, houses of ill-fame and opium joints.	
ned by the Governor.....	1157	Introduced and referred.....	469
		Reported unfavorably.....	635
		Indefinitely postponed.....	688
Loomis. A bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of cities and towns.			
roduced and referred.....	468		
ported with amendments.....	508		
-referred.....	737		
definitely postponed.....	919		

## HOUSE FILES—CONTINUED—

	PAGE		PAGE
371—By Doubleday. A bill for an act to provide for the drainage of highways, and to authorize the purchase or condemnation of the right of way over private property for the extension of highway drains and for the payment of the cost of extending such drains, and to provide for the payment of the cost of said drains.		378—By Building and Loan Committee. A bill for an act providing a substitute for chapter 6 of title 9 of the Code of 1872 for establishing and governing mutual building and loan associations.	
Introduced and referred.....	483	Introduced and made special order .....	82
Reported unfavorably.....	619	Passed.....	61
Indefinitely postponed.....	606	Returned from the Senate with substitute.....	82
372—By Garner. A bill for an act to repeal section 1, chapter 7, of the acts of the Twenty-fourth General Assembly, relating to compensation of mayors when acting as justices of the peace in cities of the second class and in incorporated towns.		Substitute placed on file .....	82
Introduced and referred.....	483	Senate substitute amended and passed.....	92
Reported favorably.....	634	Returned from the Senate.....	80
Passed.....	690	Correctly enrolled.....	170
Passed the Senate.....	1173	Signed by the Governor.....	115
Correctly enrolled.....	1206	379—By Ray. A bill for an act to amend section 1717 of the Code as amended by the acts of the Nineteenth General Assembly in chapter 51, to powers of electors at the annual district township meeting.	
373—By Griswold. A bill for an act prohibiting the removal of dirt, gravel or sand from the public highways.		Introduced and referred.....	483
Introduced and referred.....	483	Reported favorably .....	62
Reported unfavorably .....	604	Passed .....	70
Recalled by chairman .....	619	380—By Bell. A bill for an act to repeal chapter 58, acts of the first General Assembly, and all acts amendatory thereof, and provide a substitute therefor.	
Reported with amendments.....	670	Introduced and referred.....	483
Passed.....	963	Reported with amendments.....	532
374—By Gurley (by request). A bill for an act entitled an act to provide for the auditing and payment of certain expenses of district court reporters.		Substituted for chapter 28, House file No. 13 .....	81
Introduced and referred.....	483	Referred to Committee on Appropriations.....	91
Reported unfavorably.....	816	Referred to Code Committee .....	82
Indefinitely postponed.....	914	381—By Dowell. A bill for an act to provide for the taxation of fire insurance companies.	
375—By Klemme. A bill for an act relative to persons riding bicycles on the highways of this state when passing or overtaking any person or persons on said highway with horse or horses or other animals.		Introduced and referred.....	52
Introduced and referred.....	483	Reported unfavorably .....	61
Reported unfavorably .....	873	Indefinitely postponed .....	59
Indefinitely postponed.....	905	382—By Dowell (by request). A bill for an act to amend section 1144 of the Code relating to insurance companies.	
376—By Ladd. A bill for an act for the better protection of members and beneficiaries of beneficiary organizations.		Introduced and referred.....	50
Introduced and referred.....	483	Reported unfavorably .....	61
Reported favorably.....	618	Indefinitely postponed .....	60
Made special order.....	697	383—By McArthur. A bill for an act amending chapter 2 of title 16 of the Code of 1872 relating to drainage and levees.	
Passed .....	736	Introduced and referred.....	50
377—By Lavender (by request). A bill for an act to amend chapter 161, acts of the Nineteenth General Assembly as amended by chapter 28, acts of the Twenty-third General Assembly, and by chapter 26, acts of the Twenty-fifth General Assembly, providing for the issue of additional kinds of certificates and diplomas, and directing more clearly the manner in which a certificate or a diploma may be revoked by the State Educational Board of Examiners.		Reported favorably.....	72
Introduced and referred.....	483	Passed.....	72
Reported favorably .....	536	Returned from the Senate with amendments.....	80
Passed.....	737	House concurred.....	80
		Correctly enrolled.....	107
		Signed by the Governor.....	115
		384—By Mayne. A bill for an act to regulate the method of taking testimony by deposition in actions pending within the state of Iowa.	
		Introduced and referred.....	80
		385—By Mayne. A bill for an act to improve the public highways of the state by encouraging the use of wide bases upon wagons made for carrying heavy loads.	
		Introduced and referred.....	50
		Reported unfavorably.....	61
		Passed .....	105

## HOUSE FILES—CONTINUED—

	PAGE
386—By Spaulding. A bill for an act to amend section 8900 of the Code of 1873 as amended by chapter 23, acts of the Sixteenth General Assembly, in relation to the compensation of county surveyor.	
Introduced and referred.....	500
Reported unfavorably.....	587
Indefinitely postponed.....	694
387—By Byington (by request). A bill for an act to amend section 1740 of the Code in relation to suits before school officers	
Introduced and referred.....	500
Reported favorably.....	588
Indefinitely postponed.....	695
388—By Ray. A bill for an act to provide for a uniform system of bookkeeping in county offices, and for the appointment of state examiners of county records.	
Introduced and referred.....	501
Reported unfavorably.....	604
Indefinitely postponed.....	695
389—By St. John (by request). A bill for an act to repeal part of section 4 of chapter 170 of the acts of the Nineteenth General Assembly and chapter 52 of the acts of the Twenty-first General Assembly and chapter 98 of the acts of the Twenty-second General Assembly and sections 4, 5, 6, 7 and 8 of chapter 50 of the acts of the Twenty-fourth General Assembly and chapters 46 and 47 of the acts of the Twenty-fifth General Assembly, all relating to the state Dairy Commissioner and dairy products and imitations and adulterations thereof and to enact a substitute therefor.	
Introduced and referred.....	501
Reported unfavorably.....	737
Indefinitely postponed.....	776
390—By Morrison of Keokuk (by request). A bill for an act amending chapter 74, acts of the Twenty-fifth General Assembly concerning compensation of justices of the peace and constables.	
Introduced and referred.....	501
Reported unfavorably.....	816
Indefinitely postponed.....	914
391—By Chapman (by request). A bill for an act to regulate the employment of children in manufacturing, mechanical and mercantile establishments in the state of Iowa.	
Introduced and referred.....	511
Reported with amendments.....	672
Indefinitely postponed.....	1108
392—By Hendershot (by request). A bill for an act to provide for the taxation of fire insurance companies.	
Introduced and referred.....	511
Reported unfavorably.....	673
Indefinitely postponed.....	774

	PAGE
393—By Hendershot. A bill for an act to amend section 1144 of the Code as amended by chapter 145, acts of the Twenty-first General Assembly, chapter 60, acts of the Sixteenth General Assembly, chapter 55, acts of the Fifteenth General Assembly, relating to fire insurance companies.	
Introduced and referred.....	511
394—By Ladd. A bill for an act requiring incorporations to pay fees before being authorized to transact business in the state.	
Introduced and referred.....	511
Reported unfavorably.....	685
Indefinitely postponed.....	696
395—By Loomis (by request). A bill for an act entitled an act to amend chapter 59 of the acts of the Twenty-second General Assembly, relating to the management of the criminal insane, by adding section 11 thereto, providing a steward for the department for criminal insane at the penitentiary at Anamosa, and fixing the amount of his compensation.	
Introduced and referred.....	512
Reported unfavorably.....	887
Indefinitely postponed.....	1044
396—By McDonald. A bill for an act to repeal section 1740 of the Code of Iowa, and to enact a substitute therefor relative to the duties of the presidents of school boards.	
Introduced and referred.....	512
Reported favorably.....	551
Made special order.....	734
Passed.....	767
397—By Neitert. A bill for an act to be entitled an act to require the railroad companies in the state of Iowa to place on sale mileage books at no higher rate than two cents per mile, to regulate amount of baggage and to prevent a regular traffic by unauthorized persons in said mileage books.	
Introduced and referred.....	512
Reported with substitute.....	—
398—By Ray. A bill for an act to amend section 1438 of the Code, relating to the care of the insane	
Introduced and referred.....	512
Reported unfavorably.....	608
Indefinitely postponed.....	695
399—By Frink. A bill for an act to amend section 807, Code of 1873, amended by section 2, chapter 197, Twentieth General Assembly, and section 2, chapter 86, Twenty-first General Assembly in relation to the publication of the proceedings of the board of supervisors.	
Introduced and referred.....	512
Reported favorably.....	587
Referred to Committee on Printing.....	1008
Reported unfavorably.....	—

## HOUSE FILES—CONTINUED—

	PAGE		PAGE
400—By Early. A bill for an act to amend section 2 of chapter 3 of the acts of the Fifteenth General Assembly, relating to the pay of chaplains of the general assembly.		409—By Ladd. A bill for an act to provide for examination of the condition and standing of all fire insurance companies or associations transacting business in the state of Iowa, whether organized under the laws of Iowa, or any state or territory of the United States, or any foreign government.	
Introduced, rules suspended and passed.....	518	Introduced and referred.....	584
Passed the Senate.....	798	Reported unfavorably.....	741
Correctly enrolled.....	833	Indefinitely postponed.....	761
Signed by the Governor.....	1156		
401—By Griswold. A bill for an act prohibiting the sale or distribution of obscene literature, pictures, paintings, etc.		410—By Early. A bill for an act to amend section 1 of chapter 123 of the acts of the Twentieth General Assembly, in relation to railroad crossings.	
Introduced and referred.....	533	Introduced and referred.....	555
Reported unfavorably.....	635	Reported unfavorably.....	757
Indefinitely postponed.....	638	Indefinitely postponed.....	762
402—By Hendershot. A bill for an act making appropriation for the Blind at Knoxville, Iowa.			
Introduced and referred.....	533	411—By Hinkhouse. A bill for an act to reimburse Cedar county, Iowa, for the maintenance of Stella Lupton, a soldier's orphan, at the Soldier's Orphan's Home at Davenport, Iowa.	
Reported substitute.....	1063	Introduced and referred.....	556
Substitute passed.....	1084	Reported unfavorably.....	611
Passed the Senate.....	1106	Recalled by chairman.....	665
Correctly enrolled.....	1150	Referred to Committee on Appropriations.....	57
403—By McAchran (by request). A bill for an act authorizing the employment of persons in the penitentiaries on work for the improvement of streets and highways.		Reported unfavorably.....	569
Introduced and referred.....	533	Passed.....	1134
Reported unfavorably.....	933	Passed the Senate.....	1173
Indefinitely postponed.....	1037	Correctly enrolled.....	1136
404—By McArthur. A bill for an act authorizing cities to license and tax transient merchants and peddlers.			
Introduced and referred.....	533	412—By Allen. A bill for an act to legalize the acts of the board of directors of the independent school district of Eagle, Jefferson county, Iowa, and of the board of directors of the independent school district of Union, Van Buren county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.	
Reported unfavorably.....	825	Introduced and referred.....	574
Indefinitely postponed.....	825	Reported favorably.....	639
405—By McDowell. A bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporated town of Williamsburg in Iowa county, Iowa.		Passed.....	935
Introduced and referred.....	533	Passed the Senate.....	1135
Reported with amendments.....	563	Correctly enrolled.....	1213
Indefinitely postponed.....	925		
406—By Mullin. A bill for an act to amend section 1390 of the Code of Iowa, relating to the care of the hospitals for the insane.		413—By Baker. A bill for an act to amend sections 6 and 11 of chapter 7 of the laws of the Twenty-fifth General Assembly, relating to the paving and curbing of streets or the construction of sewers.	
Introduced and referred.....	533	Introduced and referred.....	574
Reported unfavorably.....	619	Reported unfavorably.....	603
Recalled by chairman of committee.....	744	Indefinitely postponed.....	603
Reported favorably.....	761		
Senate file No. 493 substituted therefor.....	939	414—By Lavender. A bill for an act to amend section 3721 of the Code of 1873, in respect to taking depositions.	
407—By Sullivan. A bill for an act to punish lessees in certain cases.		Introduced and referred.....	574
Introduced and referred.....	534	Reported favorably.....	605
Reported unfavorably.....	834	Indefinitely postponed.....	607
Indefinitely postponed.....	1046		
408—By Whelan (by request). A bill for an act to amend section 3936 of the Code of Iowa, relative to assisting prisoners to escape.		415—By Lavender. A bill for an act amending section 2410 of the Code, relative to the statutory denial of claims filed against estates of decedents.	
Introduced and referred.....	534	Introduced and referred.....	574
Reported favorably.....	568		
Passed.....	921		
Returned from the Senate with amendments.....	1159		
House concurred.....	1200		
Correctly enrolled.....	1214		

HOUSE FILES—CONTINUED —

	PAGE
416—By Lowry (by request). A bill for an act making an appropriation for the purchase of apparatus necessary to enable the state superintendent of weights and measures to comply with the requirements of law relating to county and town standards.	
Introduced and referred.....	574
Reported favorably.....	1042
417—By McCachran. A bill for an act to regulate the making of mortgages.	
Introduced and referred.....	575
Reported unfavorably.....	737
Indefinitely postponed.....	914
418—By Miller of Cherokee. A bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate or change public highways through land owned by the state on which state institutions are situated.	
Introduced and referred.....	575
Reported favorably.....	617
Passed.....	637
Rejected by the Senate.....	841
419—By Merrell. A bill for an act to repeal an act of chapter 104 of the laws of the Twenty-first General Assembly.	
Introduced and referred.....	575
Reported unfavorably.....	634
Indefinitely postponed.....	776
420—By Neitert. A bill for an act to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled "An act empowering cities under special charters to establish boards of health."	
Introduced and referred.....	575
Reported favorably.....	633
Passed.....	923
Passed the Senate.....	1119
Correctly enrolled.....	1190
421—By Weaver. A bill for an act to provide free state scholarships in the State University of Iowa, and the manner of awarding the same.	
Introduced and referred.....	575
Reported with amendments.....	817
432—By Wood. A bill for an act making appropriation for enlarging the cell capacity and yard of the penitentiary at Fort Madison, Iowa.	
Introduced and referred.....	575
Reported favorably.....	634
Passed.....	738
Passed the Senate.....	770
Correctly enrolled.....	833
Signed by the Governor.....	1156
422—By Allen. A bill for an act to legalize the organization of the independent school district of Stockport, Van Buren county, Iowa.	
Introduced and referred.....	598
Reported favorably.....	635
Passed.....	777
Passed the Senate.....	841
Correctly enrolled.....	978
Signed by the Governor.....	1157

	PAGE
424—By Allen (by request). A bill for an act providing for the destruction of Canada or common thistle and other noxious weeds.	
Introduced and referred.....	599
Reported unfavorably.....	757
Indefinitely postponed.....	793
425—By Dowell. A bill for an act to amend section 2774 of the Code of 1873, relating to jurors.	
Introduced and referred.....	599
Reported unfavorably.....	800
Indefinitely postponed.....	800
426—By Dowell (by request). A bill for an act to amend section 3, chapter 100, acts of the Sixteenth General Assembly, relating to mechanics' liens.	
Introduced and referred.....	599
Reported unfavorably.....	633
Indefinitely postponed.....	694
427—By Griswold. A bill for an act to amend chapter 126 of the laws of the Twenty-fifth General Assembly.	
Introduced and referred.....	599
Reported unfavorably.....	744
Indefinitely postponed.....	744
428—By Brighton. A bill for an act to amend section 148 of the Code, changing penalties for drunkenness.	
Introduced and referred.....	606
429—By Jay. A bill for an act to legalize a certain bond issue of the incorporated town of Manning, Iowa, and the acts of its electors and council in connection with such issue.	
Introduced and referred.....	606
Reported favorably.....	888
Passed.....	939
Motion filed to reconsider.....	950
430—By McDowell. A bill for an act to amend chapter 74 of the acts of the Eighteenth General Assembly, pertaining to the militia.	
Introduced and referred.....	606
Reported unfavorably.....	741
Indefinitely postponed.....	791
431—By Potter (by request). A bill for an act to establish a recorder's office at the town of Avoca, in Pottawattamie county.	
Introduced and referred.....	609
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432—By Putnam. A bill for an act proposing a substitute for chapter 11, title 2, of proposed Code, and for the present law in regard to drawing jurors.	
Introduced and referred.....	606
433—By Ray. A bill for an act to amend chapter 63 of the acts of the Twenty-fifth General Assembly, relating to taxing the traffic in intoxicating liquors.	
Introduced and referred.....	606
Reported unfavorably.....	897
Indefinitely postponed.....	1052
434—By Ray. A bill for an act to amend section 1634 of the Code of 1873, relating to the adoption of children at the Soldiers' Orphans' Home.	
Introduced and referred.....	606
Reported with substitute.....	673
Referred to Committee on Appropriations.....	947
Reported with amendments.....	1043
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425—By Ray. A bill for an act to amend chapter 8, in title 12 of the Code, and acts amendatory thereto, relating to county high schools, by providing a substitute therefor.		442—By McQuin. A bill for an act to legalize the incorporation of the town of Urbana, Benton county, Iowa, the election of its officers, and all acts done and the ordinances passed by the council of said town.	
Introduced and referred.....	606	Introduced and referred.....	60
Reported favorably.....	817	Reported favorably.....	73
426—By Temple. A bill for an act relating to electric railways and street railways operated by other than animal power, and to extend the jurisdiction of the Board of Railroad Commissioners so as to embrace certain matters with reference to such railways, and providing for the payment of license fees by such railways and a penalty for interfering with their electrical apparatus.		444—By Miller of Cherokee (by request). A bill for an act regulating the hours within which children under fifteen years of age may lawfully be upon the streets of cities, towns and villages.	
Introduced and referred.....	609	Introduced and referred.....	65
Reported favorably.....	757	Reported unfavorably.....	73
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427—By Williams. A bill for an act to amend section 480 of the Code relating to the annexation of contiguous territory by cities and towns.		Introduced and referred.....	65
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428—By Griswold (by request). A bill for an act to amend section 1390, of chapter 2, of title 11, of the Code of 1873.		Passed.....	126
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Reported unfavorably.....	817	Introduced and referred.....	64
Indefinitely postponed.....	836	447—By Thompson. A bill for an act to repeal section 1 of chapter 1 of the laws of the Twenty-second General Assembly, being section 2003 of McLean's annotated Code of Iowa, relating to changing names of railway stations.	
429—By Marti. A bill for an act relating to the assignment and release of judgments, mortgages and deeds of trust by administrators, executors and guardians appointed in other states and countries.		Introduced and referred.....	64
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440—By Smith. A bill for an act to legalize the organization and official proceedings of the independent school district of Cooper, in Greene county.		Motion filed to reconsider.....	73
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441—By Brighton. A bill for an act to amend section 2 of chapter 17, of the acts of the Twenty-second General Assembly, changing the form of city bonds.		Introduced and referred.....	64
Introduced and referred.....	643	449—By Allen. A bill for an act to prevent discrimination by fire insurance companies or their agents, by rebating any part of the premiums charged, or commissions allowed, and for limiting the expense of procuring the business.	
Reported favorably.....	724	Introduced and referred.....	65
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442—By McCachran (by request). A bill for an act to reimburse the members and heirs of members of the Second and Third Iowa infantry for gray uniforms purchased during the war.		Lost on passage.....	116
Introduced and referred.....	643	450—By McCachran (by request). A bill for an act for the relief of F. M. Heckett.	
Reported unfavorably.....	741	Introduced and referred.....	65
Re-referred.....	898	451—By Brinton. A bill for an act relinquishing an escheat in Hamilton county, to Mrs. Winnifred J. Myrre.	
Indefinitely postponed.....	1047	Introduced and referred.....	65
		Reported favorably.....	67
		Indefinitely postponed.....	69
		Senate file No. 354 substituted therefor.....	69



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By Wood. A bill for an act to amend section 807, of chapter 2, title 4, of the Code, relative to county printing.	
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By Lavender (by request). A bill for an act regarding fees for the incorporation and the increase in capital stock of companies and corporations in the state of Iowa.	
Introduced and referred.....	676
Reported favorably.....	850
Indefinitely postponed.....	1068
By Bailey. A bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg National Military Park Commission in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battles and siege of Vicksburg.	
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By Cornwall. A bill for an act to repeal chapter 8 of the laws of the Fifteenth General Assembly, relating to permanent survey of lands and establishing lost corners, and providing a substitute therefor.	
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By Manahan. A bill for an act to amend section 2 of chapter 91, acts of the Twenty-fifth General Assembly, relating to Russian thistles.	
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By Manahan. A bill for an act to define and punish highway robbery.	
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Reported unfavorably.....	760
Indefinitely postponed.....	855
By Nolan. A bill for an act to amend section 814 of the Code of 1873, to relieve the debtor class of our state from the unjust and onerous burden of paying taxes on the amounts of their mortgaged indebtedness.	
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By Thompson. A bill for an act to amend section 7, chapter 68 of the acts of the Twenty-first General Assembly, relating to nuisances and the abatement thereof.	
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461—By Edwards. A bill for an act to repeal chapter 20, acts of the Twenty-fourth General Assembly, and to re-enact section 1713, Code of Iowa, relating to the election of sub directors.	
Introduced and referred.....	686
Reported unfavorably.....	883
Indefinitely postponed.....	982
462—By Lowell. A bill for an act to require hotel and lodging house keepers to provide fire escapes for guests and employees.	
Introduced and referred.....	738
Reported favorably.....	810
463—By Hendershot. A bill for an act to legalize the resolutions and ordinances passed, and elections held, to bond the city of Pella, Marion county, Iowa, to erect water works within said city, and to legalize the occupancy of block No. 36, the same which is known and platted as West Market square in said city, for that purpose.	
Introduced and referred.....	738
Reported favorably.....	810
Passed.....	927
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461—By Miller of Warren. A bill for an act to amend section 2077 of the Code of Iowa, relating to railroad and common carriers.	
Introduced and referred.....	724
Reported favorably.....	733
Passed.....	936
Passed the Senate.....	1136
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465—By Whelan. A bill for an act appropriating funds for the support of the State Fish Commissioner.	
Introduced and referred.....	724
Reported favorably.....	836
466—By Allen. A bill for an act authorizing the auditor of state to settle and adjust revenue and other state accounts with the several county officers, and providing means to pay the expenses thereof.	
Introduced and referred.....	749
Reported unfavorably.....	956
Indefinitely postponed.....	1044
467—By Brinton (by request). A bill for an act to abolish the offices of state printer and state binder, and provide for letting out the state printing and binding by contract.	
Introduced and referred.....	749
Reported unfavorably.....	981
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468—By Morrison of Keokuk. A bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Law Makers' association of Iowa.	
Introduced and referred.....	749
Reported unfavorably.....	887
Indefinitely postponed.....	915
469—By Brady. A bill for an act to amend section 903 of the Code of Iowa, limiting the time for bringing action on tax deeds.	
Introduced and referred.....	750
Reported favorably.....	793
Passed.....	993
Rejected by the Senate.....	1173

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470—By Brant. A bill for an act to authorize the people of cities acting under special charters to transfer or dedicate parks, public squares or plots of ground for free public library building purposes.		479—By Committee on Military. A bill for an act to change and modify the portraiture and designs to be placed on the Iowa soldiers' and sailors' monument and directing the Soldiers Monument commission therein.	
Introduced and referred.....	750	Introduced and placed on file.....	789
Reported with amendments.....	816	Passed.....	824
Passed.....	940		
Passed the Senate.....	1165	480—By Morrison of Grundy. A bill for an act to repeal sections 1 and 2 chapter 30, acts of the Twenty-fourth General Assembly, and enact a substitute therefor, changing the term of office of sub-directors from three years to one year.	
Correctly enrolled.....	1214	Introduced and referred.....	797
471—By Bird. A bill for an act making all section lines public highways.		Reported favorably.....	897
Introduced and referred.....	750	Passed.....	1025
Reported unfavorably.....	814	Passed the Senate.....	1141
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472—By Wheeler. A bill for an act to amend section 2, chapter 184 of the acts of the Twenty-first General Assembly, to transfer Harrison county from the Fourth to the fifteenth judicial district.		481—By Wood. A bill for an act to provide for a proper recognition of the battleship Iowa.	
Introduced and referred.....	750	Introduced and referred.....	808
Reported favorably.....	796	Reported with amendments.....	872
Passed.....	980	Passed.....	1114
		Passed the Senate.....	1159
473—By Brighton. A bill for an act to amend chapter 184 of the laws of the Fourteenth General Assembly, relating to fees of justices of the peace for collecting money.		Correctly enrolled.....	1208
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Reported unfavorably.....	809	482—By Weaver. A bill for an act to provide for an exhibit of the resources of the state of Iowa at the trans-Mississippi and International Exposition, to be held at Omaha in the year 1898.	
Indefinitely postponed.....	837	Introduced and referred.....	806
474—By Reed. A bill for an act to provide for compensation of volunteer fire companies.		Reported unfavorably.....	898
Introduced and referred.....	774	Recalled by committee.....	1112
Reported unfavorably.....	814	Reported with amendments.....	1124
Indefinitely postponed.....	1051	Passed.....	1125
475—By Finch. A bill for an act to provide for a uniform policy of fire insurance to be known as the standard policy of fire insurance companies.		Passed the Senate.....	1165
Introduced and referred.....	774	Correctly enrolled.....	1214
Reported favorably.....	835		
Passed.....	866	483—By Davis. A bill for an act fixing the compensation of the Commissioners of Pharmacy and the salary of the secretary and treasurer of said board of Commissioners, and for the inspection of their books and accounts by the Governor.	
476—By Classen. A bill for an act to amend section 6 of chapter 43, acts of the Twenty-third General Assembly, relating to vagrants.		Introduced and referred.....	834
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477—By Grote. A bill for an act to protect the live stock industry of the state of Iowa.		Returned from Senate with amendments.....	1146
Introduced and referred.....	774	House concurred.....	1176
Reported favorably.....	847	Correctly enrolled.....	1212
		484—By Committee on Senatorial Districts. A bill for an act fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.	
478—By Morrison of Keokuk. A bill for an act to legalize the purchase of ground by the independent district No. 9 of West Lafayette township, Keokuk county, Iowa.		Introduced and placed on file.....	894
Introduced and referred.....	774	Senate File No. 428 substituted therefor.....	1202
Reported favorably.....	834		
Passed.....	941	485—By Perrott. A bill for an act providing for holding terms of the district court at Perry in the county of Dallas, and in the Fifth judicial district of the state of Iowa, and defining the jurisdiction of said court.	
Passed the Senate.....	1146	Introduced and referred.....	824
Correctly enrolled.....	1188	Reported unfavorably.....	858
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-By Wilson (by request). A bill for an act giving cities having a population of 5,000 or more, additional powers.	
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-By Wilson. A bill for an act legalizing ordinances Nos. 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, of the city of Clinton, Clinton county, Iowa.	
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Reported favorably.....	865
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By Merrell. A bill for an act legalizing the annexation of the city of Lyons to the city of Clinton in Clinton county, state of Iowa, and all the acts done and ordinances passed by the city councils of the city of Clinton and city of Lyons in relation thereto.	
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Reported favorably.....	845
Passed.....	867
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Correctly enrolled.....	975
Signed by the Governor.....	1157
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482—By Allen. A bill for an act to amend section 746 of the Code of Iowa, relating to removal and suspension from office.	
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493—By Brighton. A bill for an act making an appropriation for payment to members of the Code Commission of unpaid balances of their claims for services.	
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494—By Brighton. A bill for an act making an appropriation for payment to the clerk of the Code Commission of the unpaid balance of her claim for services.	
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495—By Smith. A bill for an act to legalize the official acts of the town council and ordinances of the incorporated town of Scranton, in Greene county, Iowa.	
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496—By Cornwall. A bill for an act to apportion the state into representative districts and declare the ratio of representation.	
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497—By Brant. A bill for an act to repeal section 10 of chapter 7 of the acts of the Twenty-fifth General Assembly and to enact a substitute therefor, relative to paving, curbing and sewerage in certain cities.	
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498—By Morrison of Keokuk. A bill for an act to create a board of arbitration and prevent strikes.	
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499—By Miller of Cherokee. A bill for an act to amend section 1408 of the Code of Iowa, relative to the support of patients in the hospitals for the insane.	
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Bill for S. F. 68—By Gorrell. A bill for an act relating to the trimming of sage orange, willow and all other hedge fences along the highway, and for keeping the roads clean of weeds.	
Received from the Senate and referred	829
Reported with amendments	966
Passed	987
Bill for S. F. 69—By Hipwell. A bill for an act to amend section 1078 of the Code of 1873 providing for transfer stock when used as collateral.	
Received from the Senate	1159
Passed	1196
Garst. A bill for an act to legalize the ordinances passed by the incorporated town of Eldden, Carroll county, Iowa.	
Received from the Senate	220
Referred	804
Reported favorably	317
Passed	341
Code Revision Committee. A bill for an act to revise, amend, and codify and re-enact the statute in relation to certain lost goods.	
Received from the Senate	664
Referred	674
Code Revision Committee. A bill for an act to codify the laws in relation to the election, terms of office and compensation of regents and trustees of state institutions.	
Received from the Senate	254
Referred	303
Re-referred	329
Recalled by Senate	356
Committee on Code Revision. A bill for an act to revise, amend and codify the statutes in relation to certain police regulations.	
Received from the Senate	692
Referred	760
Re-referred	965
By Healy. A bill for an act regulating the forfeiture of contracts for the sale of real estate.	
Received from the Senate	220
Referred	304
Reported favorably	349
Passed	555
By Alexander. A bill for an act to authorize the state or any county or other municipal corporation to receive, hold and manage gifts, devises and bequests made thereto absolutely or in trust for special purposes.	
Received from the Senate	419
Placed on file	495
Substituted for H. F. 150 and passed	596
By Carpenter. A bill for an act legalizing the proceedings of the board of supervisors of the board of supervisors of Louisa county, Iowa, relating to restraining stock from running at large.	
Received from the Senate	220
Passed	280

	PAGE
113—By Cheshire. A bill for an act to amend sections 2 and 4 of chapter 41 of the acts of the Twenty-fifth General Assembly, in relation to public libraries.	
Received from the Senate	418
Referred	436
Failed to pass	443
Motion filed to reconsider	448
Passed	576
116—By Everall. A bill for an act to amend sections 989, 975, 981, 987 and 996 of the Code relating to the uniting of township trustees for settlement with road supervisors.	
Received from the Senate	664
Referred	674
Reported favorably	710
Passed	870
118—By Hobart. A bill for an act making appropriation to purchase land for the site of the Hospital for the Insane at Cherokee.	
Received from the Senate	1085
Passed	1092
Substitute for S. F. 119—By Appropriation Committee. A bill for an act making an appropriation to construct the Hospital for the Insane at Cherokee.	
Received from the Senate	1086
Passed	1091
123—By Upton. A bill for an act to repeal section 983 of the Code of 1873, relating to costs on appeal in establishing highways, and to enact a substitute therefor.	
Received from the Senate	736
Referred	821
Reported unfavorably	966
Withdrawn	1043
Reported favorably	1059
Passed	1175
139—By Ellison. A bill for an act to amend section 3844 of the Code of 1873, relating to offices, fuel and stationery for county officers.	
Received from the Senate	664
Referred	674
Passed	1012
140—By Ericson. A bill for an act to repeal sections 1, 2 and 3 of chapter 79, acts of the Twenty-first General Assembly as amended by chapter 67, acts of the Twenty-second General Assembly in relation to the spread of disease among swine, amending same, and to enact a substitute therefor.	
Received from the Senate	864
Referred	873
Passed	1005
144—By Druet. A bill for an act to define and punish the crime of maliciously, wilfully and feloniously disturbing or interfering with any horse, harness or vehicle, and providing punishment therefor.	
Received from the Senate	904
Passed	910

## SENATE FILES—CONTINUED—

	PAGE		PAGE
145—By Funk. A bill for an act defining express companies, to prescribe the mode of taxing the same and to fix the rate of taxation thereon.		181—By Waterman. A bill for an act to amend chapter seven (?) of the acts of the Twentieth General Assembly relating to the appointment of city marshal.	
Received from the Senate and referred.....	888	Received from the Senate.....	419
Reported with amendments.....	1039	Referred.....	471
Recalled.....	1097	Reported with amendments.....	508
Reported favorably.....	1111	Passed.....	673
Passed.....	1117		
148—By Hipwell. A bill for an act to provide for the payment of the claim of Scott county against the state of Iowa for expense incurred in the care, restraint and transportation of insane persons not having a known residence in Iowa.		186—By Harner. A bill for an act to legalize the assessment, levy and collection of taxes for park purposes in certain cities of the first class.	
Received from the Senate.....	985	Received from the Senate.....	474
Referred.....	1053	Referred.....	497
Passed.....	1171	Substituted for H. F. 142 and passed.....	530
Substitute for S. F. 156—By Committee on Appropriations. A bill for an act making an appropriation for the Hospital for the Insane at Independence.		Substitute for S. F. 198—By Committee on Appropriations. A bill for an act making appropriations for the Institution for Feeble-Minded Children at Glenwood, Iowa.	
Received from the Senate.....	1065	Received from the Senate.....	1086
Passed.....	1094	Passed.....	1088
163—By Waterman. A bill for an act authorizing and empowering county auditors to collect and receive moneys due their respective counties.		Substitute for S. F. 196—By Committee on Appropriations. A bill for an act making appropriations for the State Normal School at Cedar Falls, Iowa.	
Received from the Senate.....	719	Received from the Senate.....	1001
Referred.....	739	Passed.....	1005
Reported favorably.....	759		
Passed.....	928	197—By Mitchell. A bill for an act to amend section 3173 of the Code of 1874 in reference to amounts involved in cases appealed to the Supreme Court.	
163—By Waterman. A bill for an act amending section 3906 of the Code of 1874 relating to embezzlement by public officers.		Received from the Senate.....	884
Received from the Senate.....	785	Referred.....	888
Referred.....	831	Reported unfavorably.....	955
Reported favorably.....	888	Indefinitely postponed.....	1045
Passed.....	959		
170—By Ericson. A bill for an act regulating fees for the incorporation and the increase in the capital stock of companies and corporations in the State of Iowa.		196—By Cheshire. A bill for an act to repeal sections 1 and 2 of chapter 83 of the acts of the Fourteenth General Assembly, as amended by chapter 195 of the acts of the Twentieth General Assembly, in relation to the dissection of dead bodies, and to enact a substitute therefor.	
Received from the Senate.....	736	Received from the Senate.....	689
Referred.....	851	Referred.....	729
Reported favorably.....	1007	Reported favorably.....	847
Passed.....	1067	Passed.....	1128
Substitute for S. F. 176—By Committee on Appropriations. A bill for an act making appropriations for the better support of the State University in its several departments and chairs and in aid of the income fund, and for the development of the institution and completion of buildings.		199—By Cheshire. A bill for an act appropriating money to defray expenses of the inaugural ceremonies.	
Received from the Senate.....	1086	Received from the Senate.....	354
Passed.....	1089	Referred.....	304
177—By Riggan. A bill for an act empowering cities and towns having water supplies and public sewers to regulate plumbing connecting with said sewers.		Reported favorably.....	346
Received from the Senate.....	923	Passed.....	449
Referred.....	924		
Reported favorably.....	967	201—By Carpenter. A bill for an act amending chapter 104 of the acts of the Twenty-first General Assembly, by providing for appeal from the decision of the State Board of Examiners or State Board of Health.	
Passed.....	1201	Received from the Senate.....	864
		Referred.....	885
		Indefinitely postponed.....	121



## SENATE FILES—CONTINUED—

	PAGE		PAGE
204—By Ellison by request. A bill for an act to amend chapter 14 of the laws of the Twenty-fourth General Assembly, relating to funding indebtedness of cities and towns.		237—By Ellis. A bill for an act providing for the better protection of the ownership of logs and lumber lying or being in any of the waters of this state or bordering on this state and providing penalties for the violation thereof.	
Received from the Senate.....	689	Received from the Senate.....	321
Referred.....	730	Referred.....	324
Reported favorably.....	743	Reported favorably.....	423
Passed.....	918	Passed.....	661
205—By Hotchkiss. A bill for an act to prevent insolvent insurance companies from doing business and providing penalties therefor.		238—By Carney. A bill for an act to legalize certain ordinances of the town of Le Grand, Marshall county, Iowa.	
Received from the Senate.....	1073	Received from the Senate.....	473
206—By Committee on Appropriations. A bill for an act making appropriation for the College for the Blind at Vinton, Iowa.		Referred.....	483
Received from the Senate.....	1087	Reported favorably.....	526
Passed.....	1090	Passed.....	719
210—By Alexander. A bill for an act to amend chapter 25 of the acts of the Twenty-second General Assembly, relating to notice of injury.		Substitute for S. F. 240—By Committee on Appropriations. A bill for an act making appropriation for the State Industrial School, girls' department, at Mitchellville, Iowa.	
Received from the Senate.....	908	Received from the Senate.....	1098
Referred.....	910	Passed.....	1099
Reported favorably.....	937	247—By Carney. A bill for an act to amend sections 289 and 290 of the Code of 1873, as amended by chapter 56 of the acts of the Twenty-fifth General Assembly of the state of Iowa, relating to the bonding of county indebtedness.	
Passed.....	1079	Received from the Senate.....	283
211—By Alexander. A bill for an act granting additional powers to certain cities of the first class and cities acting under special charters in reference to the improvement of streets, highways, avenues or alleys, and to provide for the payment of the costs thereof.		Referred.....	404
Received from the Senate.....	1003	Passed.....	408
Passed.....	1015	253—By Hobart. A bill for an act to legalize the organization of the independent school district of Larabee, Cherokee county Iowa.	
212—By Hospers. A bill for an act in relation to the incumbrance of exempt personal property.		Received from the Senate.....	533
Received from the Senate and referred.....	430	Referred.....	539
Reported unfavorably.....	631	Reported with amendments.....	630
Indefinitely postponed.....	636	Passed.....	630
213—By Junkin. A bill for an act fixing the burden of proof in a certain class of actions against telegraph companies.		255—By Cheshire. A bill for an act for the payment of the balance of the salary due N. B. Raymond as reporter of the supreme court for the year ending January 7, 1895.	
Received from the Senate.....	773	Received from the Senate.....	993
Referred.....	821	Referred.....	1025
Reported favorably.....	875	Reported favorably.....	1063
Passed.....	1137	Passed.....	1171
225—By Waterman. A bill for an act to punish the crime of unlawfully breaking and entering a railroad or express car.		257—By Carpenter. A bill for an act to aid in bringing the Iowa reports of the Iowa supreme court decisions up to date and providing compensation therefor.	
Received from the Senate.....	904	Received from the Senate.....	993
Referred.....	910	Referred.....	1035
Reported favorably.....	957	Reported favorably.....	1038
Passed.....	1054	Passed.....	1170
226—By Blanchard. A bill for an act to prohibit the sale and use of impure oil in coal mines and providing penalties for violation thereof.		259—By Ellis. A bill for an act to repeal sections 1 and 5 of chapter 157 of the laws of the Twenty-first General Assembly of the state of Iowa, and to enact a substitute therefor.	
Received from the Senate.....	320	Received from the Senate.....	1200
Referred.....	334	Indefinitely postponed.....	1210
Passed.....	637		

## SENATE FILES—CONTINUED—

	PAGE		PAGE
Substitute for S. F. 296. By Committee on Appropriations. A bill for an act making appropriation for the penitentiary at Fort Madison, Iowa.		295—By Young. A bill for an act to legalize the incorporation of the "Manchester Cemetery Company," of Manchester, Delaware county, Iowa, and the act of its officers in relation to continuation after expiration of limitation, and in relation to the purchase and sale of real estate and the change by resolution in regard to the secretary acting as treasurer instead of the sexton, as provided in the articles of incorporation.	
Received from the Senate.....	1086	Received from the Senate.....	584
Passed.....	1095	Referred.....	590
267—By Bell. A bill for act to legalize the actions of the board of supervisors of Van Buren county, Iowa, relating to the levy for county revenue for 1895.		Reported favorably.....	621
Received from the Senate.....	489	Passed.....	700
Referred.....	499	297—By Rowen. A bill for an act to amend section 4091, of the Code of Iowa, relating to nuisances.	
Reported favorably.....	613	Received from the Senate.....	778
Passed.....	663	Referred.....	821
270—By Druet. A bill for an act to legalize the incorporation of the town of Marysville, Monona county, Iowa, and the ordinance passed by said incorporated town.		Reported favorably.....	961
Received from the Senate.....	473	Passed.....	1045
Referred.....	497	302—By Gilbertson. A bill for an act to legalize the acts of S. R. Cross, a justice of the peace in and for Norway township, Winnebago county, Iowa.	
Reported favorably.....	537	Received from the Senate.....	582
Passed.....	691	Referred.....	590
272—By Ellis. A bill for an act to amend section 3731 of the Code of 1873, in respect to taking depositions.		Reported favorably.....	684
Received from the Senate.....	778	Passed.....	701
Referred.....	821	314—By Uraig. A bill for an act appropriating money to pay the expenses of the Iowa Shiloh Battlefield Commission, appointed by the Governor of the state to locate and mark the positions held by the Iowa regiments at the battle of Shiloh, incurred in the discharge of their duties as such, and to reimburse them for monies expended in performing said duties.	
Reported favorably.....	834	Received from the Senate.....	1112
Passed.....	930	Passed.....	1173
273—By Ellison. A bill for an act to amend section 4753 of the Code of 1873, and to amend section 4733 of the Code of 1873 as amended by the Sixteenth, Seventeenth and Eighteenth General Assemblies relating to salary of certain officers.		315—By special committee. A bill for an act to provide for the payment of the mileage of the committees appointed to visit the state institutions.	
Received from the Senate.....	1136	Received from the Senate.....	473
Passed.....	1194	Passed.....	499
274—By Funk. A bill for an act to legalize the incorporation of the town of Minniewaukon, Iowa, in the election of its officers.		317—By Blanchard. A bill for an act to amend section 3061 of the Code, relating to the rate of interest on judgments when a stay of execution is taken.	
Received from the Senate.....	489	Received from the Senate and referred.....	730
Referred.....	495	Reported unfavorably.....	859
Reported favorably.....	526	Passed.....	1084
Passed.....	693	322—By Cheshire. A bill for an act to amend section 4022 of the Code of 1873, relating to the importation, printing, publishing, selling and distributing of obscene books and pictures.	
276—By Garst. A bill for an act to prevent the issuing of policies of fire insurance upon risks situated in this state, by insurance companies, associations, partnerships, individual or individuals, without their having complied with the insurance laws of this state.		Received from the Senate.....	923
Received from the Senate.....	1136	Passed.....	984
Lost on passage.....	1153	330—By Hotchkiss. A bill for an act authorizing counties, townships and other municipal corporations to take and hold property by gift and bequest, and providing for the management of the same.	
278—By Waterman. A bill for an act to legalize the issuing of warrants on the general fund, and certain funding and refunding, bonds by the city of Ottumwa, Iowa.		Received from the Senate.....	708
Received from the Senate.....	473	Referred.....	729
Referred.....	476	Reported favorably.....	815
Reported with amendments.....	567	Passed.....	994
Passed.....	634		
290—By Upton. A bill for an act to amend section 3179, as amended by the Twenty-second General Assembly, chapter 35, relating to transcripts on appeal to the supreme court.			
Received from the Senate.....	863		
Referred.....	898		
Reported favorably.....	956		
Passed.....	1205		

## RE FILES—CONTINUED—

	PAGE		PAGE
ate for S. F. 332 and 336 and H. F. 118. A bill for an act repealing section 3106 of the Code of 1873, relating to the redemption of real estate from sales of execution and enacting a substitute therefor.		336—By Garst. A bill for an act amending section 2410 of the Code, relative to the statutory denial of claims filed against estates of decedents.	
Received from the Senate.....	1067	Received from the Senate.....	1049
Passed.....	1187	Referred.....	1052
		Reported favorably.....	1067
		Passed.....	1196
y Ranck. A bill for an act to legalize the extension and enlargement of the incorporate limits of the incorporate town of Williamburg in Iowa county, state of Iowa.		332—By Hobart. A bill for an act to enable the trustees or commissioners of state institutions to lay out, establish, vacate or change public highways through land owned by the state on which state institutions are situated.	
Received from the Senate.....	583	Received from the Senate.....	1003
Referred.....	589	Passed.....	1013
Reported with amendments.....	681		
Passed.....	789		
By Funk. A bill for an act to declare Spirit and the Okoboji lakes in Dickinson county, to be public navigable waters, and to provide for their preservation and improvement for navigation for the benefit of the public health and for the culture of fish therein.		371—By Garst. A bill for an act to legalize certain taxes levied by counties pursuant to chapter 200 of the acts of the Twentieth General Assembly and as amended by chapter 22 of the acts of the Twenty-fifth General Assembly.	
Received from the Senate.....	690	Received from the Senate.....	707
Referred.....	720	Referred.....	729
Reported favorably.....	886	Reported unfavorably.....	834
Passed.....	1001	Indefinitely postponed.....	914
By Penrose. A bill for an act granting to city or town councils the power to prohibit the use of barbed wire for certain purposes, and to provide for the removal of such wire.		373—By Ranck. A bill for an act relating to certain additional justices of the peace and constables, legalizing their official acts of canvassing boards with reference thereto.	
Received from the Senate and passed.....	1119	Received from the Senate.....	708
		Referred.....	729
		Reported favorably.....	759
		Passed.....	984
45—By Phelps. A bill for an act to legalize the incorporation of the town of Oumberland, in Cass county, Iowa, the election of its officers and all acts of the town council.		374—By Bonson. A bill for an act to legalize the incorporation of the town of Cascade, Dubuque county, Iowa, and the election of its officers and all acts done and ordinances passed by the council of said town from March 17, 1882, to February 28, 1896.	
Received from the Senate.....	613	Received from the Senate.....	708
Referred.....	674	Referred.....	729
Passed.....	700	Reported favorably.....	759
346—By Code Revision Commissioners. A bill for an act defining the duties of attorney-general of state, and fixing the compensation of the same.		Passed.....	790
Received from the Senate.....	1146		
347—By Carpenter. A bill for an act to legalize the ordinance of the city council of the city of Wapello, granting a franchise to W. H. Prescott and his associates as the Wapello Electric Light and Power Company, and to legalize the proceedings of said council under and by virtue of said ordinance.		375—By Bonson. A bill for an act to legalize the incorporation of the town of New Vienna, Dubuque county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town since July 20, 1895.	
Received from the Senate.....	583	Received from the Senate.....	707
Referred.....	589	Referred.....	729
Reported with amendments.....	631	Reported favorably.....	760
Passed.....	659	Passed.....	871
353—By Mitchell. A bill for an act to reimburse the members and heirs of members of the Second and Third Iowa Infantry for gray uniforms purchased during the war.		376—By Penrose. A bill for an act to legalize the incorporation of the town of Urbana, Benton county, Iowa, the election of its officers and all acts done and the ordinances passed by the council of said town.	
Received from the Senate.....	999	Received from the Senate.....	707
Passed.....	1026	Referred.....	729
		Reported favorably.....	760
		Passed.....	968

## SENATE FILES—CONTINUED—

	PAGE		PAGE
377—By Carney. A bill for an act to amend section 6 of chapter 43, acts of the Twenty-third General Assembly, relating to vagrants.		396—By Young. A bill for an act to appropriate money to pay the claims of individuals and counties in Iowa for making the exhibit of Iowa at the World's Exposition in New Orleans.	
Received from the Senate.....	930	Received from the Senate.....	932
Referred.....	930	Referred.....	934
Reported unfavorably.....	936	Reported without recommendation.....	1064
Indefinitely postponed.....	937	Passed.....	1126
383—By Committee on Appropriations. A bill for an act making repairs on and keeping in repair the State capitol building, and other improvements.		397—By Perrin. A bill for an act providing for the publication and distribution of the proceedings of the fifth reunion of the Pioneer Lawmakers Association of Iowa.	
Received from the Senate.....	1113	Received from the Senate.....	925
Passed.....	1140	Referred.....	1053
384—By Rowen. A bill for an act relinquishing an escheat in Hamilton county to Mrs. Winifred J. Byrne.		Reported unfavorably.....	1110
Received from the Senate.....	943	400—By Druet. A bill for an act to legalize the resolutions and ordinances passed and election held to bond the city of Pella, Marion county, Iowa, to erect water works within said city, and to legalize the occupancy of block No. 38, the same which is known and platted as "West Market Square" in said city, for that purpose.	
Referred.....	953	Received from the Senate.....	925
Substituted for H. F. 451 and passed.....	960	Referred.....	1053
385—By Ways and Means Committee. A bill for an act imposing a collateral inheritance tax and providing for the collection of the same.		Passed.....	1114
Received from the Senate.....	879	403—By Ways and Means Committee. A bill for an act to provide for the payment of the current expense fund for the hospital for the insane quarterly in advance.	
Referred.....	896	Received from the Senate.....	843
Reported favorably.....	965	Referred.....	853
Made special order.....	1035	Passed.....	930
Passed.....	1072	406—By Oheeshire. A bill for an act creating a board of police and fire commissioners in all cities of the first class, having a population of more than 25,000, and defining the duties and powers of such board.	
386—By Alexander. A bill for an act authorizing the appointment of a commission to co-operate with the Vicksburg National Military Park Commission in ascertaining and marking the positions occupied by the several regiments and batteries of Iowa troops engaged in the battles and siege of Vicksburg.		Received from the Senate.....	1130
Received from the Senate.....	1205	Indefinitely postponed.....	1136
Lost on passage.....	1208	410—By Carney. A bill for an act to legalize the incorporation of the independent school district of Melbourne, Marshall county, Iowa, and the acts of the township board of directors organizing the same.	
387—By Palmer. A bill for an act to amend section 3 of chapter 17 of the acts of the Twenty-second General Assembly as amended, changing the form of city bonds.		Received from the Senate.....	843
Received from the Senate.....	843	Referred.....	853
Passed.....	853	Reported unfavorably.....	897
388—By Judiciary Committee. A bill for an act to repeal chapter 70 of the acts of the Twenty-fifth General Assembly, and chapter 10, title 3, of the Code and to provide for the selecting and drawing of Jurors, and providing punishment for the violation thereof.		Indefinitely postponed.....	915
Received from the Senate and referred.....	1073	415—By Healy. A bill for an act to legalize the ordinances and acts of the city council of the town of Clare, Iowa.	
Reported with amendments.....	1157	Received from the Senate.....	842
Passed.....	1166	Referred.....	853
394—By Funk. A bill for an act appropriating funds for the support of the State Fish Commission.		Reported favorably.....	859
Received from the Senate.....	1091	Passed.....	1115
Passed.....	1096	Substitute for S. F. 423—By Committee on Military. A bill for an act to amend section 15 of chapter 58 of the laws of the Twenty-first General Assembly, relating to the powers of the board of commissioners of the Iowa Soldiers' Home.	
395—By Committee on Appropriations. A bill for an act to provide for the celebration of the semi-centennial of the admission of Iowa into the Union.		Received from the Senate.....	1016
Received from the Senate.....	771	Referred.....	1035
Referred.....	820	Reported with amendments.....	1130
Reported favorably.....	887	Passed.....	1130
Passed.....	1055		

## SENATE FILES—CONTINUED—

	PAGE
434—By Alexander. A bill for an act legalizing the ordinances of the city of Marion, Iowa, adopted and published as revised ordinances in 1895.	
Received from the Senate.....	1029
Passed.....	1043
438—By Upton. A bill for an act fixing the number of senators in the general assembly, apportioning among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.	
Received from the Senate.....	1146
Passed.....	1202
439—By Gorrell. A bill for an act to legalize the action of the board of directors of the district township of Poweshiek, in Jasper county.	
Received from the Senate.....	999
Passed.....	1086
431—By Judiciary Committee. A bill for an act regulating the purchase of materials, articles and supplies for state institutions.	
Received from the Senate.....	936
Recalled by Senate.....	999
Returned from the Senate.....	1049
Referred.....	1053
441—By Cornwall. A bill for an act to amend an act of the Twenty-sixth General Assembly, entitled an act to prohibit the sale and use of impure oil in coal mines, and providing penalties for violation thereof.	
Received from the Senate.....	952
Passed.....	953
446—By Waterman. A bill for an act to apply to cities of the first class the provisions of chapter 78, laws of the Twenty-first General Assembly, as amended by chapter 17 of the laws of the Twenty-second General Assembly, and chapter 15, laws of the Twenty-fourth General Assembly, and chapter 3, laws of the Twenty-fifth General Assembly, and House file No. 161, enacted by the Twenty-sixth General Assembly, relating to indebtedness of cities and towns.	
Received from the Senate.....	1016
Referred.....	1030
Reported favorably.....	1111
Passed.....	1129
447—By Penrose. A bill for an act to extend the time of the incorporation of Oak Hall Cemetery association of Florence township, Benton county, Iowa, and legalize all its acts and proceedings in the election of its officers and the conveying of lots.	
Received from the Senate.....	1016
Referred.....	1053
Reported favorably.....	1095
Passed.....	1113

	PAGE
Substitute for S. F. No. 448—By Hoppers. A bill for an act legalizing the organization of the Hawarden Driving and Fair association of Hawarden, Iowa.	
Received from the Senate.....	1087
Referred.....	1115
Reported favorably.....	1158
Passed.....	1204
449—By Hipwell. A bill for an act to repeal section 4 of chapter 15 of the acts of the Twentieth General Assembly, relating to taxes for park purposes.	
Received from the Senate.....	1087
Passed.....	1176
450—By Cornwall. A bill for an act to amend section 801 of the Code of 1873, relating to the taxing of money.	
Received from the Senate.....	1105
Passed.....	1116
451—By Committee on Appropriations. A bill for an act authorizing the executive council to purchase or condemn a site on which to erect a Memorial, Historical and Art building; to procure plans and specifications therefor, and take other preliminary steps toward its construction, and making an appropriation therefor.	
Received from the Senate.....	1112
Passed.....	1127
453—By Committee on Appropriations. A bill for an act to provide for a general levy for state purposes.	
Received from the Senate.....	1141
Passed.....	1144
454—By Sifting Committee. A bill for an act to amend chapter 185 of the acts of the Twentieth General Assembly to apply its provisions to naphtha, benzine and gasoline, and to increase the powers and duties of the state inspector of oils.	
Received from the Senate.....	1166
Passed.....	1175
456—By Harper. A bill for an act amendatory of chapter one of the acts of the Twenty-fourth General Assembly, relating to boards of park commissioners.	
Received from the Senate.....	1197
Passed.....	1198
457—By Committee on Appropriations. A bill for an act making appropriations for the payment of state and judicial officers, state expenses, and other bills.	
Received from the Senate and passed.....	1203

## SHILOH BATTLEFIELD—House File 29, relating thereto.

	PAGE
Senate File 3.4, appropriation for.	
SKELTON, JOHN—Nominated for Doorkeeper.....	1
SLOWEY, WILLIAM—Report of committee on pardon of.....	849
Pardon granted.....	1138

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<b>SMITH, P. A.—REPRESENTATIVE FROM THE COUNTY OF GREENE, FIFTY-FOURTH DISTRICT—</b>	
On standing committees: Appropriations; Building and loan; Federal relations; Military; Institution for Deaf and Dumb; Soldiers' and Orphans' Home; Printing, chairman; Elections; Congressional districts .....	70-79
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